THE WEEKLY SUN

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RURAL CUSTOMER

Volume 5 No. 20 | Serving Carmel Valley and Greater Carmel | Jan. 24, 1991

Heuer Talks to the Sun

Water Chairman Says Dam Remains a Question Mark

By Stan Hall

Satisfied with the water management district's progress during his year as chairman, Dick Heuer still is not sure it can win permission to build a new storage dam on the upper Carmel River.

As for short-term problems facing the district, he told the *Sun* in a wide-ranging interview, "it doesn't look good" because of continuing below average rainfall. But he said he would try to avoid imposing 40 percent rationing if at all possible.

Enough water is still in storage in the area's aquifers to get it through next summer, Heuer said. "But the question is 'how much risk are you willing to take?' by betting that ample rain will fall during the next rainy season to get you through the second summer."

Heuer, a 63-year-old retired Central Intelligence Agency employee, ticked off a number of what he saw as achievements during the past year, He will step down as chairman of the Monterey Peninsula Water Management District on Jan. 28 but remain a member of the board for at least another year.

At the top of his list is the turn-around which he said has occurred in public confidence in the water board and its policies. He said public confidence was restored because the board made rationing more fair, saw significant progress toward obtaining new water supplies, and abandoned a "business-as-usual" approach to the drought and resulting water shortage.

"The water management district is never going to be a popular institution," he said. "But it needs to be seen as fair and competent. I think we made great strides in that direction this past year."

With a number of applications for construction of new dams in various parts of the country rejected in recent years, Heuer cautioned, "It is by no means certain that we will be able to build a new dam. I'm hopeful we will, but it will be at

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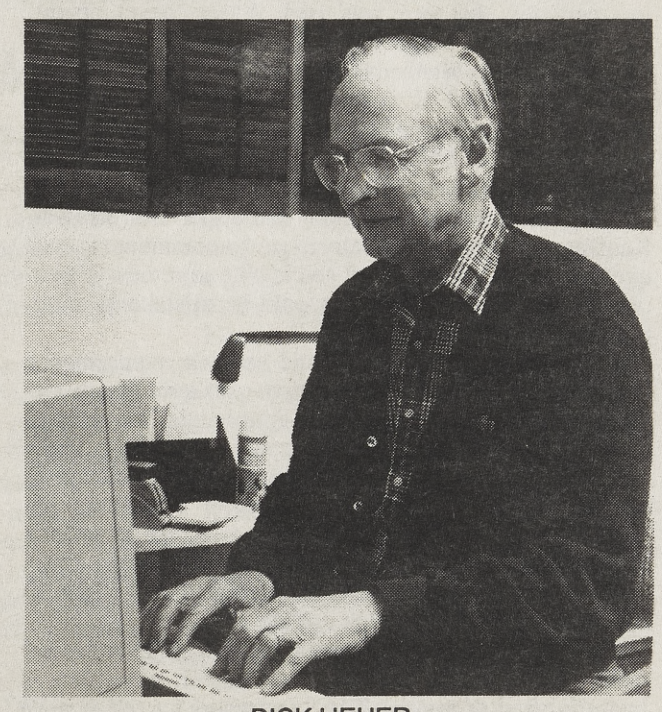

DICK HEUER

THE VILLAGE AFFAIR on Monday night raised $26,000 before costs to build more pathways through the Carmel Valley community. Pictured above are singer Pat Duval and Kate and Harry Curry who were among the local chefs donating an array of food and wine. *Sun photo by Chuck Scardina*

Proposed Free Parking Ban Unpopular, Unlikely

By Isabelle Hall

Representatives of the Association of Monterey Bay Area Governments (AMBAG) told the Carmel City Council Tuesday its radical proposal to ban free parking was proving unpopular, not particularly feasible, and probably is going nowhere.

Nick Papadakis, executive director of AMBAG, said Carmel was the sixth city council he had addressed to explain the agency's proposals—the major one being to ban free parking in cities— to meet the California Clean Air Act goal of reducing automotive air pollution in the region by two tons per day by 1994.

"They all feel that parking management is premature," Papadakis said, explaining that AMBAG's final proposals will echo the cities' concerns and the final decision will be up to the Monterey Bay Unified Air Pollution Control District. (MBUAPCD)

City Administrator Doug Schmitz questioned how there was enough time for AMBAG to come up with any other proposals when the deadline is June 1.

"Two tons is a goal only for transportation measures," Papadakis explained. AMBAG'S board will vote on the proposals Feb. 13. They must be forwarded to MBUAPCD by June 1.

"You should understand that transportation measures will compete against a lot of other measures that will all be ranked

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County Bans New Wells As Public Health Threat

Supervisors banned the drilling of most new wells into the aquifers which provide most of the peninsula's water Tuesday after being told the threat of nitrate and salt water contamination is growing because of the drought.

Submitting a more specific ordinance—one worked out carefully with opponents of an earlier proposed ban—Environmental Health Director Walter Wong said the board should approve it because of threats to public health and safety.

The board agreed unanimously on a motion by supervisor Karin Strasser Kauffman, who sits as the supervisors' representative on the Monterey Peninsula Water Management District.

Saying the water supply "is near the crisis stage," Wong said aquifers under the Carmel River and Seaside, the source of most of the peninsula's water, contain only 18,010 acre-feet of water, just 51 percent of their total capacity.

On Jan. 8, the board put off action on an earlier version of the drilling ban after being cautioned by opponents that they were abridging rights established not only by long-standing water law but by constitutional law.

In presenting his revised ordinance, Wong said further drilling in the major aquifers not only would deplete the amount of water available to current users, it would increase the risk of salt water and nitrate contamination.

Referring to a moratorium on new water hookups imposed by the water management district, the ordinance said: "In order to protect existing water supplies in the system and to ensure sufficient water supplies are available to meet human and environmental needs, it becomes necessary to limit the drilling of new wells which draw water from the system until the conditions requiring this moratorium are alleviated."

In a memorandum to the board, Health Director Robert J. Melton agreed that "threats to the water supply are imminent."

"We hope we can lift restrictions in the near future," Strasser Kauffman told her colleagues before the vote. She has told opponents of the water district's building moratorium that it probably will be lifted once a new well is completed in the Seaside aquifer.

The well is projected to provide an additional 1,000 acre-feet of water a year, but half of that would be devoted to drought reserve and about half of the remainder would be needed to make up a deficit the district says it is now running between supply and demand.

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Village Affair Nets $20,000

A preliminary accounting showed the second annual Village Affair raised more than $20,000 to help pay for additional pedestrian pathways through Village.

"The people were great," said chairman Peter Coakley. "It looks like we'll exceed last year's earnings by a substantial margin."

Held Monday night at Los Laureles Lodge, the event attracted 500 residents who sampled food and wine, bid on an array of items ranging from a live rooster to a Mexico vacation and joined in singing a rousing rendition of God Bless America.

Coakley, owner of Valley Lodge, said the fundraiser grossed about $26,000. Of that, $10,000 came from ticket sales, about $8,000 from the live auction and about $8,000 from the silent auction.

"We had budgeted spending of about $5,000, and I think our bills will be close to that, so we should earn more than $20,000 when all the accounting is done."

The first Village Affair, considered an outstanding success, raised about $16,000

Continued on pages 10 and 11

LETTERS

Title 21 Is A Complex Subject

I would like to personally thank the staff of the *Weekly Sun* for prompt and accurate coverage of the revised Title 21 Zoning Ordinance presentation to the Board of Supervisors.

Although it is a complex subject, I believe the article covered most of the important points. I cannot say the same for other newspapers in Monterey County, whose coverage has been sensational, misleading, and a real disservice to the public. I suggest people look at the document themselves, talk to the CAC members who reviewed and changed it, and find out how it will affect you personally.

Supervisor Strasser-Kauffman mistakenly thought the change of the word "development" to "construction" in some places in Title 21 was done throughout the document. This is not the case. Where "construction" was being regulated, that term was used. Where "development" was addressed, (which has a much broader definition) "development" is retained or substituted.

Also, the Board of Supervisors themselves made the chapter of the ordinance pertaining to tree removal separate from Title 21. It is now an ordinance unto itself and as applicable to the County as it would be if it still was part of Title 21. Please keep in mind that Supervisor Strasser-Kauffman expressed her reluctance to comment or even question the document until she is able to review it thoroughly for fear her opinion would be mistakenly interpreted by the public.

As to "changes" in height and setback requirements, there are none. Supervisor Del Piero uses a shellgame tactic in claiming this is so—the 75-foot height limit existed under Title 20 in some industrial zoning categories. Those categories have changed in title, but there is no change in height requirement. Planning Director Slimmons' response to Del Piero's question about a change in setback was not clearly heard, but he informed the Board that a one-foot accessory building setback existed under Title 20 and has been carried through in Title 21.

Once and for all: the Historical Review Chapter has *not* been removed from Title 21. The Chapter, as written, is badly in need of review. The Supervisors agreed to have the CAC continue work on this Chapter, with recommendations to be made prior to the Planning Commission's first public hearing on Title 21. We intend to meet with Mary Tsui, planner/secretary to the HR board, and with Marit Evans, planning/commissioner/chair of the HR Board to get the necessary information needed to make reasonable and workable recommendations.

People must understand that the Zoning Ordinance does not dictate controls; that was done with the Monterey County General Plan and the individualized area plans that amend it. The zoning Ordinance merely enacts what the plans call for.

Supervisor Del Piero's ridiculous insistence that Title 21 be compared to Title 20 accomplishes nothing. Title 20 pre-existed the General Plan and area plans, and Title 21 is needed because of them. (The CAC did look at Title 20 in considering changes so recommendations would not be more stringent or cause loss of property rights).

I welcome anyone to come to my office at Valley Oak Realty, look up their property on the Land Use Map, and see what Title 21 now says about it. The only hope the people in this County have in retaining the fair standards set forth in this version of Title 21 is to tell their elected representatives, their supervisors, what they want. If this does not happen, this ordinance is doomed to fall to the political hatchet.

Ileene M. Crane-Franks, Vice Chairperson
Citizens' Advisory Committee to Review Title 21

THE WEEKLY SUN
Serving Carmel Valley and Greater Carmel

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The Weekly Sun office is located at 10 E. Carmel Valley Road, P.O. Box 931, Carmel Valley, CA, 93924. Telephone: (408) 659-4855. *The Sun* is published every Thursday. Circulation is 11,000.

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VISITOR SHUTTLE SERVICE
CARMEL
YES, BUT - YOU GOTTA THINK POSITIVE ABOUT THE .02 REDUCTION IN TOURIST AUTO EMISSIONS
LOOKS LIKE 100% AIR POLLUTION TO ME
BUS STOP
AMBAG
GLOODT '91

Planning Commission Expanded Despite Protests

On a 3-2 vote, the Board of Supervisors agreed Tuesday to put another member on the Planning Commission from the second supervisory district despite complaints it would give city residents too much say.

Supervisor Barbara Shipnuck, who represents the district, sought the change, arguing in a brief memo to her colleagues that providing her "parity" would be consistent with the way the County assigns members to other countywide commissions and board.

Traditionally, the second district has had only one member on the Planning Commission compared to two for the other four districts, the rationale being that most of the second district is within the city of Salinas which has its own planning organization.

Supervisors Karin Strasser Kauffman and Marc Del Piero voted against the addition. Shipnuck, chairman Sam Karas and Tom Perkins voted for it.

"I strongly object," Strasser Kauffman told the *Sun*. "It weighs against the fifth district"—which she represents and which she said accounts for half of the projects which require serious Planning Commission consideration.

The commission now has nine members and will grow to ten when Shipnuck appoints a second representative, expected within a month.

The change "is just looking for trouble" and will create additional lines of division between the various regions of the county, Strasser Kauffman said.

She said it also will make it more difficult for commissioners from environmentally sensitive areas of the county to prevail against members who do not bring the same perspective to commission deliberations.

(State) Woodman, Save That Tree

Three cheers for Carmel Mayor Jean Grace's blast at the misguided policy of the State Parks Department of attempting to eradicate all "non-native" trees and plants, as reported in *The Weekly Sun*. Let us hope that State Assemblyman Sam Farr, as requested by Mayor Grace, can get this destructive policy stopped.

Let me add here a sidelight to the destruction. Last May at Carmel River Beach, state park "resource ecologists," removed a row of 125 acacias, a cultivated variety named Acacia Longifolia, Sydney Golden Wattle. The pleasantly green, billowy mound, screening the parking lot and anchoring the sand from blowing, had obviously been planted by a prior generation of "resource ecologists" for a good purpose.

A California Department of Forestry lieutenant was in charge of the detail of prisoners who cut down the trees. Having done that, he said, the work gang would move on to continue its task of removing ice plant from park lands.

That, he indicated, was as hopeless a task as trying to drive back the sea. There were endless acres of it. Not having any place to dump the uprooted plants, they were left on the ground to eventually re-root themselves.

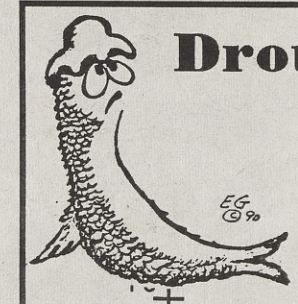
Just last week, a work crew loaded sand at the Carmel River State Beach parking lot and used it to build up the washed-out edge of Scenic Road bordering on the beach. The new edging was studded with ice plant.

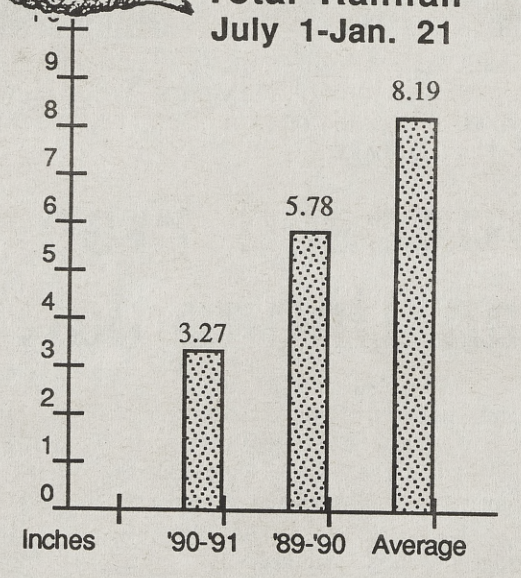
State parks use the state-paid prisoners to destroy trees and ice plants. The county pays to restore the Scenic Road edge and anchor it with ice plant. The left hand knoweth not what the right hand is doing, and the public is poorer.

The remaining grove of acacias at the state beach, a refuge from ocean winds for beach visitors, must be rescued from the parks-directed chain saws.

Howard Skidmore
Carmel

Drought Watch





*The rain year is measured from July 1 to June 30. The chart above shows rainfall for year-to-date for this year, last year and what is average, based on 30-year records for Carmel Valley Village maintained by observer Graham Matthews.

For the full rain year, 30-year average precipitation in the Village is 18.25 inches. Since 1986, the area has received significantly below average rainfall. It got 11.24 inches in '86-'87, 10.06 in '87-'88, 11.06 in '88-'89 and 13.32 in '89-'90. *Chart by June Levora*

City Builds a "Moat"

Carmel's Law Against Short-Term Rentals Appealed: Invades Privacy

By Isabelle Hall

Attorneys for a group of landlords have told the Sixth Circuit Court of Appeals it should overrule the City of Carmel's "repeated attempts to construct a moat around itself by legislating who may and who may not stay" overnight in short term rentals within the residential district.

A brief filed in behalf of John Ewing and some 60 other landlords asks the court to overturn an Aug. 23 ruling in which Monterey County Superior Court Judge Harkjoon Paik upheld the law bannning rentals of less than 30 days in the R-1 district.

City attorney Donald G. Freeman said his response will be filed by the end of the month but he anticipates it could be four to six months before arguments are scheduled. Meanwhile, he said, "The ordinance is on the books and we do attempt to enforce it."

The ordinance, passed by the City Council in May, 1989, carries a penalty of up to $500 a day. The city estimates there are about 300 houses which bring as much as $100 a night on a short term basis. A similar law was struck down in 1981.

Carmel contended before Judge Paik that the ordinance was necessary because short-term rentals in its residential area created "unmitigated adverse impacts of traffic, parking light and glare, noise, and increased demand for public services."

Since the law was enacted in the one-mile-square city, neighboring cities of Monterey and Pacific Grove have proposed similar ordinances.

Attorney Michael P. Masuda, who signed the landlords' brief, said Carmel had failed to provide any evidence that short term rentals caused problems. He said a review of existing police logs showed only five complaints of blocked driveways and one of disturbing the peace but no indication whether they involved permanent residents or short-term occupants.

Claiming the ordinance violated the 14th Amendment right to privacy and association, Masuda said Carmel had acknowledged that it "prohibits you from sharing your home with a friend or relative if in return the friend or relative takes you dinner." He said this constitutes an "unwarranted and unacceptable governmental intrusion in the the sanctity of the home and private lives."

When this issue was raised before Judge Paik, he said the present U.S. Supreme Court had virtually eliminated the right of privacy in all but abortion cases and even that was under attack. However, he did suggest the city rewrite that part of the ordinance which banned short term rentals for rent "and other considerations" which were not spelled out.

Paik said the constitutional claims made by the landlords did "not extend to commercial relationships" such as rental transactions.

The appeal did not dispute the authority of municipalities to prohibit commercial activities in residential areas, but said Carmel "cannot simply concoct its own self-serving and unrealistic definition of 'commercial' use to outlaw what is obviously residential use of property."

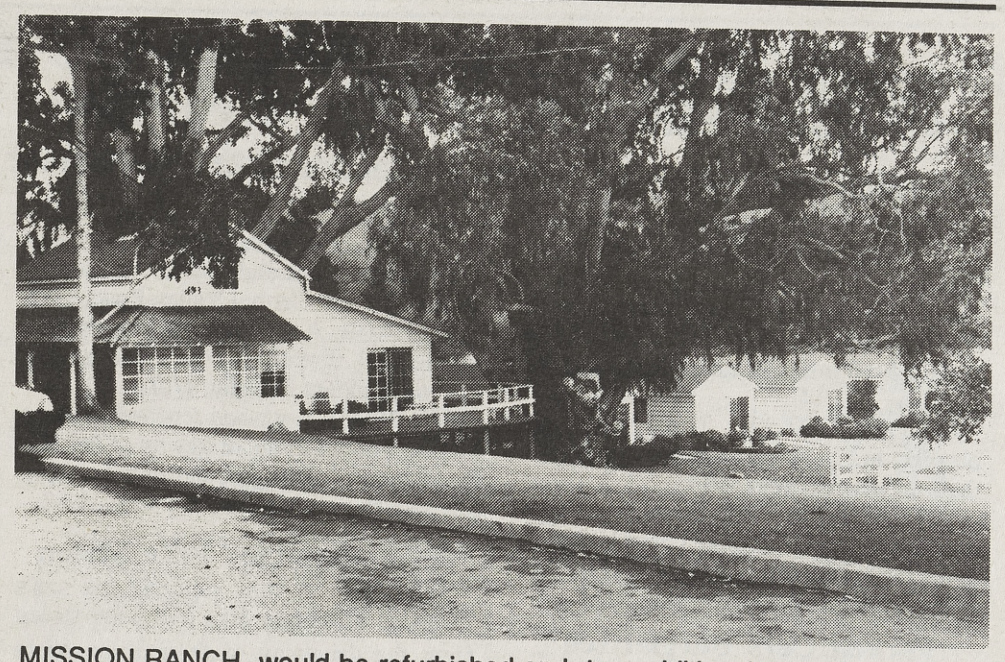
Carmel allows such commercial and remunerative activiities in the R-1 zone as sculpture, metal arts, dance and music studios, private kindergartens and nursery schools, the appeal noted, and to logically extend the city's argument would allow it also to outlaw authors writing and artists painting in their homes if they sell their work for renumeration.

"Carmel has an historical hostility to 'undesirable visitors'," the appeal added, citing a 1971 court ruling that held a Carmel ordinance prohibiting people from sitting in parks was unconstitutional. A problem with hippies had led to passage of the measure.

In that case, known as "Parr V. Municipal Court," the court said that in enacting the ordinance because of its concern over "undesirable visitors," an "impermissible elitist concept is invoked by a community constructing a legal moat around its perimeter to exclude outsiders."

The 1989 ordinance was also attacked by the landlords as unconstitutionally vague and overbroad because the "remuneration" was not defined. They further claimed that Carmel could not relitigate the issue because it had been previously adjudicated in 1982, saying that the stated purpose of both that law and the 1989 ordinance "is to enhance Carmel's residential character."

The city attorney argued during the lower court hearing, "These are nothing more than vacation rentals....A permanent resident shouldn't have to live next door to a transient resident."



MISSION RANCH would be refurbished and two additional rooms added for a total of 31 under plans submitted to the Monterey County Planning Commission.
Sun photo by John Anderson

Eastwood's Mission Ranch Expected To Win County Approval on Jan. 30

The Monterey County Planning Department will recommend approval of Clint Eastwood's project to update the 20-acre historic Mission Ranch when it comes before the Planning Commission Jan. 30

In voting unanimously for a temporary ban on drilling new wells Tuesday, the Board of Supervisors agreed that a non-potable well which is part of the Mission Ranch plan would not be affected.

The project to provide a total of 31 units, two more than at present, expand the restaurant and refurbish or replace present lodging actually would reduce present water use at the popular resort. Nine old kitchens will be eliminated and up to 25 percent of irrigated grass will be replaced with drought tolerant plants, according to the plan. The non-potable well will be used for a drip irrigation system.

Planner Wanda Hickman said she would recommend the commission approve the project. Eastwood bought the ranch about four years when he was mayor of Carmel to save it from being turned into condominums.

It has been approved by the Carmel Area Advisory Committee, the Carmel Planning Department and the Carmel Architectural Preservation Committee although the latter urged five 1940's era cottages be renovated rather than replaced.

Carmel Business Association Holds Installation Feb. 3

Gary Luce, general manager of Inns-by-the-Sea, will be installed as 1991 president of the Carmel Business Association at its annual installation dinner dance at the La Playa Hotel Feb. 3.

Also taking their 1991 posts will be new directors Tom Glidden, of La Playa Hotel; Kirkor Kocek, of Kocek's Jewelers; and Guy Muldavin and Al Zarzana of Bruhn's Mens Store. Kathie Ritter of Viking Sails will become immediate past president of the 400-member group.

Alan Richmond of KMST TV will be master of ceremonies. Music will be provided by the contemporary music group of Murphy and Shocker.

CBA welcomes the public but says reservations are required due to limited space. Call 624-2522. No host cocktails are at 6 p..m. and dinner at 7 p.m.

Carmel Names All-Male "Dreamers" Group

After being stalled for several months due to a lack of applicants, the Carmel City Council has named 13 men to its "2016" Committee to look into the future when the world-famous little city will be 100 years old.

With the exception of private investor Howard Nieman and retired teacher Steve Brooks, the council voted unanimously to appoint the group to the visionary committee. Nieman was opposed by Councilmembers Barbara Brooks and Bob Fischer. Brooks abstained from voting for Steve Brooks, her husband, on the advice of City Attorney Donald G. Freeman.

Named to the committee in addition to Nieman and Brooks were: G. Will Gahagan, Bruce Kibby, Vance Frasier, Paul Hazdovac, Greg Cellitti, Noel Van Bibber, Jim Holliday, Neal Kruse, Ralph White, Arthur Young and Edward Jordan.

Brooks opposed Nieman, saying, "His talents are considerable and would lend themselves to some area other than the 2016 Committee." Fischer did not explain his vote. Each of the five council members could name up to three members.

Positive Thoughts
Herman & Miriam Fickewirth

Freedom is the courage to sacrifice for what we want. And everything we want has a price. There's a price for every freedom, something to be given up for every liberty. It's up to us to weigh the price we must pay for each of our freedoms.

Those who expect to reap the blessings of freedom, must, like men, undergo the fatigue of supporting it.
THOMAS PAINE

The secret of freedom, courage.
THUCYDIDES

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We're here to fight for you, if necessary, and we're here to keep you out of trouble in the first place!
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373-5297

SHERIFF'S LOG

VILLAGE. Officials reported the theft of a rabbit from Sunshine Children's Center. 1/14.

SOUTH COAST. A Carmel man reported his car was burglarized while parked 8-10 miles south of Rio Road on Highway 1. 1/14.

SOUTH COAST. The owner of property in Garrapata Canyon reported the theft of redwood trees. 1/14.

VILLAGE. A San Francisco man reported the garage door had been kicked in at his parent's home on Via La Gitana, but nothing further appeared wrong. 1/14.

Parked Cars Burglarized

SOUTH COAST. A Santa Barbara man reported his car was burglarized while parked off Highway 1 at Soberanes Point. 1/14.

SOUTH COAST. A San Francisco woman reported her car was broken into while parked on Ribera Road off Highway 1 and her purse containing $40 was stolen. 1/15.

CARMEL RANCHO. Patrolling deputies found the back door at Robata Restaurant open, but nothing was amiss. 1/15.

MID VALLEY. Deputies found mailboxes from two homes on Tierra Grande lying smashed in the street; a person driving a small pickup with overhead spotlights is believed responsible. 1/15.

Gold Bracelet Missing

HIGHWAY 1. A woman reported the theft of a gold bracelet from her home on Flanders between 12/22 and 12/25. 1/16.

RIO ROAD. Longs Drug employees telephoned deputies they had a shoplifter in custody. 1/16.

MOUTH OF VALLEY. Officials at Middle School said several students set fire to some sweat pants. 1/16.

HIGHWAY 1. An anonymous caller reported that the lights had been left on on a Caltrans front-end loader parked at Highway 1 and Carmel Valley Road. 1/17.

VILLAGE. A man reported receiving a phone call threatening him for having insulted Saddam Hussein. 1/17.

RIO ROAD. A woman reported seeing a blonde woman in the driveway of her Rio Road home holding something burning. She said the woman then ran away. 1/18.

$600 Mountain Bike Stolen

VILLAGE. A man reported his son's 21-speed mountain bike had been stolen from the driveway of their Valle Vista home. He said it was worth $600. 1/19.

GARLAND PARK. A Carmel Valley man reported seeing someone illegally riding a dirt bike on Garland Park trails. 1/19.

CARMEL. A man reported someone wrote graffitti on his garage door at his home on Torres. 1/20.

VILLAGE. A man complained about a barking dog on Boronda. 1/20.

CARMEL RANCHO. A tenant in Clock Tower Place complained about what she called an on-going problem with skateboarders in the building's underground garage. 1/21.

Cities Complain

Millions in Traffic Fines Are Being Uncollected by County

Cities are asking for help from the County to collect a reported $10 million in uncollected fines and forfeitures which have accumulated at the Monterey Municipal Court.

Carmel City Administrator Doug Schmitz said an analysis just completed of citations issued versus revenues collected over the past five years in Carmel-by-the-Sea shows that while violations fell 32.8 percent, revenues were off 53.4 percent and the average collection per violation declined nearly 55 percent.

Carmel, which budgeted for $460,000 in traffic fines primarily from illegal parking in the current fiscal year, has had to defer some capital improvements and defer filling two staff vacancies because of a shortfall in revenues. Other cities are having similar fiscal problems during the current economic downturn.

Schmitz told the Carmel City Council Jan. 18 that the City Managers Association has asked Chairman Sam Karas of the Board of Supervisors for help.

The organization also has asked the City of Sacramento to send a representative to its next meeting on techniques for "politically and legally" forcing counties to be more aggressive in the processing of citations, he said. Sacramento recently sued the County of Sacramento for failure to collect fines.

Pacific Grove City Manager Gary W. Bales wrote the Board of Supervisors and county court officials Jan. 16 about his city's meeting with the court administrator who, he said, provided the $10 million figure in uncollected fines.

"If this amount is accurate, I think we need to know why this is happening and what can be done to improve collection efforts," Bales wrote. He suggested a private collection agency might be hired but said the court authorities did not think this was legally possible.

"As counties and cities face increasing revenue shortfalls, it is important that existing revenue sources be administered as effectively as possible," Bales added.

A five-year review in Pacific Grove showed that 4,655 citations were issued in fiscal year 1984-85 and $20.92 per citation was collected. This compared with 5,365 citations in 1989-90 and $14.49 per citation collected.

Single-Car Wreck Kills Valley Man

Thomas Bryan Cook, 29, Carmel Valley, was killed Saturday night when his car ran off Carmel Valley Road at Selfridge Lane and overturned, authorities said.

Cook, who was alone, was pronounced dead at the scene about 7:15 p.m.

In another accident about the same time, David Schiffman, 48, and Susan Kuttner, 45, both of Palo Colorado Canyon, were injured when their car plunged 100 feet off Highway 1 and landed upside down.

Their car was reported headed north when it went over the edge of the highway some two miles south of Mal Paso Canyon. Hospitalized at Community Hospital, they were listed in good condition a day after the wreck.

Carpenter St. Barrier Extended

The Carmel City Council voted Tuesday to continue traffic control measures for another six months at Third Avenue and Carpenter Street, a main access route into the city.

With residents equally divided on the efficacy of the measures, however, the council also voted to create a local committee to look into a better solution for the intersection where 18 accidents occurred over the past five years. There have been no accidents since Third Avenue was closed at Carpenter.

One resident, Shirley Crist, said the street barrier was unsightly. She also complained about nine traffic signs in the area. Diane Billingsley, who also lives in the area, said she thought it was a "wonderful solution."

Hearing Set Jan. 29 On New Rosie's Bridge

The Monterey County Public Works Department will hold a public hearing Jan. 29 on replacement of Rosie's Bridge on Esquiline Road over the Carmel River southeast of Carmel Valley Village.

Public Works Director Gerald J. Gromko said the department proposed to adopt the mitigated negative declaration for the project which calls for replanting native species of plants, and steps to mitigate the impact on steelhead in the river and nests of birds in the trees.

"Replacement of the existing bridge is necessary," he said, "Because the existing bridge has less weight-carrying capacity than the maximum vehicle weights allowed by current state law. This restricts use by fire fighting equipment."

"The deck can be slippery when wet, and affect safety," Gromko added, "The bridge is narrow, and does not provide a location for pedestrians, and other non-motorized traffic."

A two-lane detour on the upstream side of the existing bridge will be provided to accommodate traffic during construction, which could begin during the fiscal year starting July 1. The existing bridge will be removed, and the new one constructed.

The hearing will be held in the Board of Supervisors chambers in the Salinas Courthouse at 11:25 a.m.

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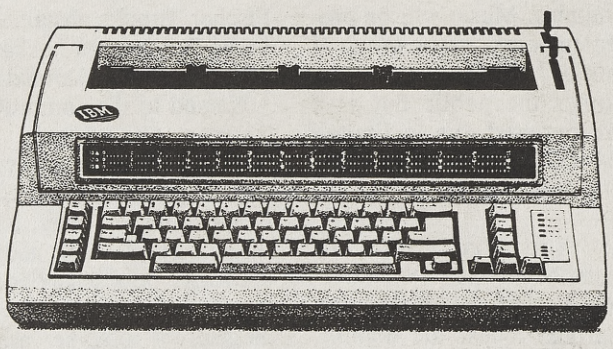

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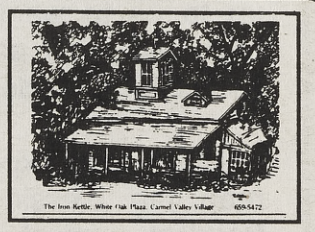

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Threat of Construction Loan Loss Clouds Meadows Seniors' Project

By Stan Hall

When they changed the name of Carmel Valley's senior citizen housing project from Overview to Pacific Meadows, maybe they should have called it Pauline—it always seems to be in peril.

The latest peril to the $12 million project at the mouth of the Valley was the Board of Supervisors' refusal Tuesday to change its stated purpose—even temporarily.

As a result, Jerry Warren, vice president of American Baptist Homes of the West which is slated to run the 200-unit complex when—and if—it's completed, declared:

"As of right now, there's a 97 percent of failure. It's not a viable project."

Throughout its long planning history, the project has seemed to lurch from crisis to crisis—with someone or something turning up at the last minute to keep it going. Waiting in the wings this time—ready for a rescue like those that characterized old-time movie serials such as the Perils of Pauline—is the County Housing Authority.

"They (the Housing Authority) are able and willing to take over (from present developers) and insure a mix of low and moderate income housing," said supervisor Karin Strasser Kauffman said.

Warren made his comment to the *Sun* outside the Supervisors' chamber after the board declined to give the current developers the "flexibility" they said they needed to obtain a $11.4 million construction loan from Wells Fargo Bank.

Warren said developers would try to determine what to do next within the next week.

That flexibility centers on the bank's insistence that during the construction phase, the project's purpose be labeled as one that can be devoted to all moderate-income housing if need be.

The project has always been promoted as a combination of low and moderate housing, and the developers have said once it's completed, their goal still is to have a 50-50 split between low and moderate income units. They told the supervisors they only needed their approval to say it could become all moderate housing if that became necessary—in a worst case scenario—during construction.

The supervisors discussed the issue for a second time on Tuesday, having also heard the developers' appeal a week ago. But the board declined to take the action necessary to change the stated purpose, even temporarily. The board never even took a vote on the issue.

Strasser Kauffman, in whose district the project would be built, told the *Sun* that if the board had approved the temporary change in stated purpose, it would "jeopardize the group we're most concerned about." She described it as retired teachers and life-long renters who would no longer be able to live in the area unless subsidized housing were available.

"I'm not willing to take a chance (by changing the stated purpose) and wind up without a mixture of both low and moderate income units," she said.

She suggested the Housing Authority could step in now, assuming the commitments already made on behalf of the project, or take over if the present developers start the project and then default.

Ray Parks, an architect and planner who has played a leading role in bringing the project this far, said Wells Fargo was willing to loan just $9.4 of the $11.4 million needed for construction without the change in stated purpose.

Once the project is built, long-term financing that already has been arranged would kick in, but it calls for the project to be completed by the end of the year. That permanent financing acould be lost if the project is not finished on time.

"They were afraid they would be setting a precedent," Parks said of the supervisors' failure to act. "They thought we were changing the use permit.

Environmentalist Group to Investigate Development Opposite Garland Park

An informal "task force" of environmentalists has been formed to investigate a proposed housing development in a cottonwood stand opposite Garland Park.

The Los Angeles based Sero Amusement Co. wants a lot line adjustment that would permit it to have six building sites on the north side of Carmel Valley Road. At present, the developer owns two acres adjacent to the park on the south side of the road which has seven lots of legal record and about 26 acres on the north side which has two legal lots.

The application was heard by the Subdivision Committee Dec. 20 and continued to Jan. 31 so the entire committee could make a field trip.

Meanwhile, environmentalist Joyce Stevens of Carmel Woods said she had "pulled together" an informal "task force" to oppose the project. It includes representatives from the Ventana Chapter of the Sierra Club, the Carmel Valley Property Owners Association (CVPOA), the California Native Plant Society and the Audubon Society, she said.

Kathryn McKenna, supervising planner for special projects and secretary to the committee, told the *Sun* the developer had asked for a continuance to February to give him time for a biological report to be submitted.

"We will ask the committee to continue the hearing for a month or so to give time for review and comment by the community," she said, adding that the County was informed that attorney Brian Finegan will represent the developer at future hearings.

Gary Tate, who is manager of the Monterey Regional Park District which has its headquarters at Garland Park, appeared in behalf of the developer at the Dec. 20 hearing after being given permission from the district's board of directors to represent the company.

"Gary came to the board several months ago and indicated he wanted to take this consulting job on the side," said President Zad Leavy. "The board had no problem with it. He is doing it on his own time. I don't think it impacts the park. A certain portion of the project will be dedicated to the park."

Tate said he had provided some input on the lotline adjustment aspect of the application. "This was the first and probably the last time," he would do such consulting he told the *Sun*. "I thought there could be some donation of land to the park but it is too controversial."

"We have a great concern about the potential loss of some very sensitive riparian Carmel Valley land," Stevens said. "We are expressing concern and investigating the project."

McKenna called the cottonwood site "one of the most significant stands" in the Valley, She described it as "a large and intact ecosystem" that was part of the original Carmel River channel before it moved years ago.

She said the development as originally proposed also was inconsistent with the Carmel Valley Master Plan, could contaminate the community's ground water, is in a flood plain, could cause traffic problems on a busy section of Carmel Valley Road, and did not provide for a hiking trail.

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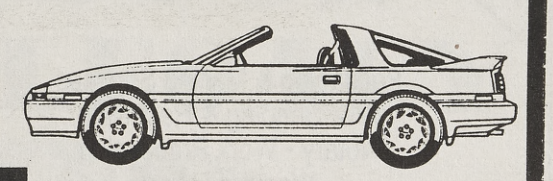

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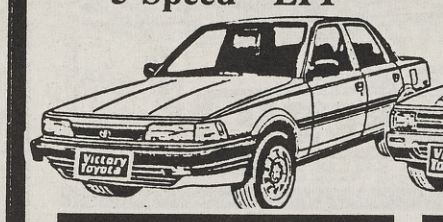

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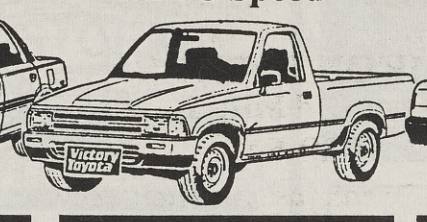

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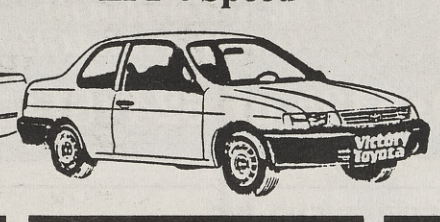

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Burl Ives Will Sing for the Trees

American folk singer Burl Ives, who has been honored for his work in behalf of the environment, will perform at a benefit concert on behalf of Carmel's trees at Sunset Center March 1.

Proceeds from the concert arranged by Friends of Carmel Forest, a city-designated support group, will go toward the protection and preservation of the trees which make Carmel a unique seaside village in a forest.

BURL IVES

Ives won the U. S. Interior Department's National Environmental Award in 1974 in a campaign to urge people to plant trees and to participate in organized environmental improvement and conservation projects.

Ives, who has appeared in 13 Broadway shows and 32 films, returned to the concert stage in 1979. He and his wife, Dorothy, who will accompany him to Carmel, live on Puget Sound in Washington State. He gave a sellout performance at Sunset Center three years ago.

Barbara Livingston, president of Friends of Carmel Forest, said due to the four-year drought and insect attacks, the Monterey Pine, Monterey Cypress and Coast Live Oak trees are under stress and need remedial attention. She said funds from the concert will go towards this work as well as for the planting of new trees.

Clayton Anderson, a director of the group and longtime friend of the singer, asked him to give the concert. Tickets can be ordered at $12.50 and $15 through Center Stage Ticketing, 649-5561.

Livingston said a limited number of donor tickets at $25 provide preferred seating and a post-concert reception with refreshments honoring the singer. Ives also will plant a tree while he is here.

LIGHTING CANDLES FOR PEACE were some 50 Valley residents who gathered Monday evening in Community Park. Organizers said another vigil will be held under the flag in the park next Monday evening. *Sun photo by John Anderson*

Fire Plan Foes Confident As Petition Drive Starts

Gearing up for a petition drive, opponents of a proposal to consolidate three area fire departments expressed confidence they will be able to force a public vote on the controversy.

The proposal to reorganize the Mid Valley Fire Protection District to include County Service Areas (CSAs) has been approved by the Local Agency Formation Commission (LAFCO) and the Monterey County Board of Supervisors.

The only thing that would prevent it now would be a vote against it by registered voters in the June 4 election. To bring it to a vote, opponents need to collect the signatures of 25 percent of the registered voters or of the owners of 25 percent of the property in the two CSAs.

Helen Melville, chair of the CSA 43 board, said "I feel confident it will be brought to a vote of the people...very confident."

She said the response thus far "has been overwhelming. At least 75 people have called us to circulate petitions," she said. "A lot of the same people worked to stop the annexation with Carmel. We still have teams left."

Attorney Randy Meyenberg said he prepared the petition to be circulated for two clients, Hacienda Carmel and Del Mesa Carmel, large retirement communities near the mouth of the Valley.

Jim Root, Del Mesa Carmel administrator, said "there's quite a bit of interest, but I don't have a feel for how many will sign. We have 30 days."

Jim Cook, LAFCO executive officer, said petitions must be turned into the Board of Supervisors' clerk by Feb. 28. Supervisors will take up the reorganization Jan. 29, but due to the action taken to date, are required to approve it, said Cook.

Opposition to the reorganization seems to center in CSA 43 which covers the mouth of the Valley out to San Carlos Road. Others involved in the reorganization are residents of CSA 39 who live in the Aguajito, Del Monte Fairway and Josselyn Canyon area and those in the Mid Carmel Valley Fire Protection District.

Carmel Stops Taking Building Project Applications During Water Moratorium

The Carmel City Council Tuesday night directed the City Planning Department not to accept, process or approve any applications for water using projects during the current building moratorium.

The council voted 5-0 for the ban in order to comply with the moratorium on new water connections imposed Jan. 1 by the Monterey Peninsula Water Management District when it approved adoption of a 16,744 acre feet water supply. The action put Carmel out of compliance with its water reserve goals.

"With the stroke of a pen, they eliminated our reserve," complained Councilman Bob Fischer.

"Yes, and all the cities' reserves on the peninsula," agreed Planner Brian Roseth, adding, "It's all a guessing game at this point."

Carmel will continue to process all previously submitted applications up to Jan. 23 after which it will not accept, process or approve any additional applications involving water use until the water reserve is re-established.

The action was taken to avoid creating a waiting list once the moratorium is lifted. In contrast, the Monterey County Planning Department is continuing to accept applications on the advice of county counsel that it cannot refuse them.

Under the city's order, pending applications whose time limit for completion will expire prior to the end of the moratorium will be given extensions.

Museum on Wheels Sets Tularcitos Visit

The Museum on Wheels from the Monterey Peninsula Museum of Art will visit Tularcitos School Feb. 2 through Feb. 12. It will feature colorful folk art from Asian countries which emphasises the use of paper.

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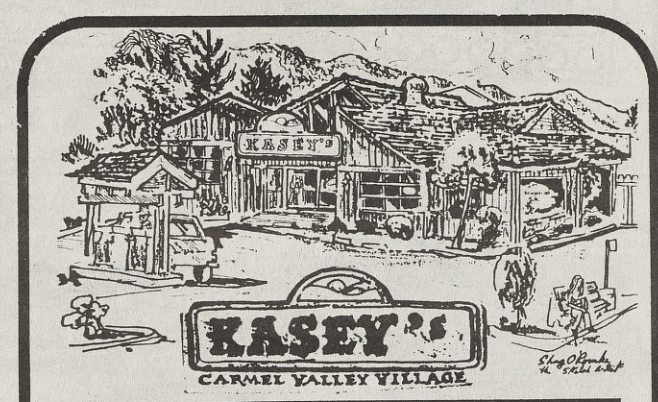

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Heuer Sees Progress in His Year at Helm of Water Board

Continued from front page

least a year before we have a good answer."

The picture will be clearer after the water district gets comments back on an upcoming Environmental Impact Statement (EIS), he explained.

On the plus side of his year-long tenure at the helm of the water district board, the tall, rangy chairman mentioned these accomplishments:

- The hiring of James Cofer as general manager. "His experience is an ideal match with what we need," Heuer said. "He is less controversial; he doesn't play politics."
- Reorganizing the board's committees "to isolate the staff from the politics on the board." The old structure got the board involved in decision making too early and blurred the policy and operational roles of the board and staff, he said.
- Restructuring the 20 percent rationing program which has been in effect two years to make it more fair. He said enforcement has been tightened up, and more staff has been hired to serve the public better.
- Adoption of limits on new water connections, resulting in a moratorium on most building project in the district. "The public overwhelmingly supports it" despite protests from "a vocal minority" that the construction industry is bearing the brunt of enforced savings, Heuer said.
- Certification of the district's so-called allocation Environmental Impact Report (EIR). By setting a production ceiling for Cal-Am of 16,477 acre-feet of water a year, Heuer said the district had stopped allocating "paper water" it really didn't have.
- Beginning to focus seriously on desalinization as an alternative source of new water supplies. He said the board will receive an engineering report on Jan. 28 which will examine the best sites for a desalting plant and the best technology to use at each site.
- Planning for a new well to be drilled in Seaside this year which is expected to add some 1,000 acre-feet of water to the district's supply.
- Arranging a swap for land inside the Ventana Wilderness which would be flooded by a new 24,000 acre-foot Los Padres dam. Calling this a major obstacle, Heuer said the dam could not have proceeded without it.

Acknowledging that work on some of those items began when Nick Lombardo headed the board before him, Heuer said the present board represents a diversity of views and yet is able to work together harmoniously—"a clear difference from a year ago."

In discussing the serious decisions the board must make about how to use desalinization, Heuer said more would be known about the prospects for a large storage dam on the upper reaches of the Carmel River after receiving comments on an EIS that he expects to be released this spring.

"So many water districts throughout the country are finding out that dams they expected to build are not being permitted," Heuer commented.

After he made several similar comments, this reporter expressed surprise that he would be so pessimistic about being able to get permission to build a new, larger dam near the present Los Padres reservoir site.

"I'm not pessimistic," Heuer responded. "But anyone who doesn't understand how difficult it will be to build a dam on the river isn't aware of what's going on in the rest of the country.

"The Carmel River is a very difficult place to build a dam because of the steelhead," he explained. "It's more environmentally sensitive than most areas."

He said the U. S. Environmental Protection Agency (EPA's) denied permission for the Two Forks dam near Denver even after $40 million had been spent on environmental studies and dams also had been rejected near San Diego and in Georgia, Virginia and Rhode Island.

The situation is so serious, he added, that a coalition of water agencies has formed a new organization to lobby the federal government to change the way some environmental regulations are interpreted.

"That group feels it is virtually impossible to get a new water supply dam approved without changing at least some of the interpretations," Heuer said.

As for a local desalting plant, he said, it has the advantage of not depending on rainfall but is expensive to operate and there is uncertainty about where intake and outflow pipes could be placed into Monterey Bay.

The main decision to be made about desalting, he said, "is what do we want to do with it, and how does that relate to a long-term dam project?" The district must decide whether to plan a large dam and a small desalting plant, or whether to plan a larger desalting operation and depend on it for more of the normal water supply.

Heur said other decisions will include whether to operate such a plant year-around or just when needed, and whether to operate it when water is needed or at off-peak hours when electric rates are cheaper.

Heuer said he believed that a desalting plant could be in use within five years in the district. One of the most promising of seven sites being explored is adjacent to the Moss Landing PG&E generating plant where it could use waste heat for processing salt water. However, Heuer said if a plant were put there, the district would have to gain right-of-way access and pay for a pipeline to deliver the water where it is needed.

Still, he said, "it's more likely that we'll be able to do a desalinization project than a dam.

"If you have a desalinization plant, what are your obligations to reduce the amount of water you take from the Carmel River to reduce environmental damage?" he asked. "That's not been determined, and that judgment won't be made until we get into a final EIS."

If the water management district wins permission to build a big new dam, Heuer said he expects it to cost around $70 million. He did not place a cost estimate on a desalting project because it is still not clearly defined.

As for a dam, Heuer said the EPA has the ultimate decision-making authority. The Army Corps of Engineers, Fish & Wildlife Service and the Marine Fisheries Service, an agency of the Interior Department, are other federal agencies which will have a say.

State agencies with a voice in whether a new dam is allowed include Fish & Game, the Division of Safety of Dams and the State Water Resources Control Board.

All those are essentially single-interest agencies—none concerned mainly with seeing that people on the Peninsula have an adequate supply of water.

"We're the only agency charged with trying to balance the economic, political, social, financial and environmental impacts" of a project to provide more water, he explained.

Heuer isn't sure whether he will seek re-election to the board again in November.

"In concept, I support the theory of a two-term limit," he said. "I'll have to make an evaluation this fall whether my experience and the continuity I can provide outweighs my idea that you need infusions of new blood."

Explaining his support for term limitation, he said when people are first elected to serve, they are concerned about representing their constituency. Over time, however, "a gradual and subtle change" takes place and they begin to represent the bureaucracy and the interest groups whose support they need to get re-elected, he said.

Heuer, who earlier served as chairman of the board for two years in 1986-1987, is expected to be replaced by Dale Hekhuis. Heuer did not to seek re-election as chairman this year, saying he felt it was time to let someone else take over.

Heuer said if he decides not to seek re-election to the water board, he expected he would become involved in serving some other public agency.

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Volunteer Experts Spend Hours Judging Science Fair

By Carolyn Rice

"If it smells, it's chemistry. If it crawls, it's biology. If it doesn't work, it's physics."

With that bit of humorous philosophy, Xavier Maruyoma, a Naval Post Graduate School (NPGS) physics teacher, and another NPGS instructor, Bob Keolian, joined 60 other judges in assessing 425 science projects at Carmel Middle School's Science Fair last week.

"Are you judging now?" they were asked, as they tinkered with a static generator trying to get it to work.

"No, we're just having fun," Maruyoma replied, jiggling the tubes which dripped water into coffee cans.

Each judge was assigned a group of 20 to 25 projects in the fourth annual fair. The thing about the fair is that not only are the students' projects imaginative and interesting, the judges' credentials are most impressive.

"A lot goes into this," agreed Craig Hohenberger, head of the science department, gazing around the Middle School gym which was filled from one end to another with projects.

"Getting the judges here is a project in itself," he said, adding, that each project would be judged by three judges.

The Parent-Teacher Association laid out a feast of salads and desserts for the judges, which is one means the school uses to attract them, Hohenberger said.

Bill Cramer, a Carmel business administrator, said that a lot of the projects he judged were "really equal. The ones (students) who spent the time they should had really good projects," he said. He said he particularly liked a project by Travis Decker because he thought was "honest."

Decker reported that the lima beans *he tried to germinate "froze solid" during a* 19 degree Valley night around Christmas. He had left the beans outside after he laid them out in the sun to try to warm them to encourage germination. After the cold zapped Decker's beans, he then planted wheat to continue on with his project.

Roland Schut of Carmel Valley who formerly taught science at Middle School, said he saw "a wide variety of skill and thoroughness," in the projects he judged.

"The way the person attacks the problem is a good expression of the quality of an eighth grade project," Schut said, adding that most projects showed that the students are learning scientific principle.

Another judge, Tim Pennington, a researcher at Stanford's Hopkin's Marine Station in Monterey, echoed Cramer's thoughts. He called the Science Fair "extremely useful. The kids are doing real experiments and learning the scientific method. This is what science is. This is what all the fancy-dance scientists do," Pennington said. "If that message sinks in, it will be very useful."

DONATING TIME TO judge Middle School's successful Science Fair are Xavier Maruyama, a Naval Postgraduate School physics instructor, and Tim Pennington, a researcher at Hopkins Marine Station. They are looking at yellow, wilted plants which were placed in a box filled with cigarett smoke for an hour each day for 16 days as part of one student's project. *Sun photo by Carolyn Rice*

Chris Harrold, director of research at the Monterey Bay Aquarium, said he found a project by Bodhi Garrett interesting. A seventh grader, Garrett was on a trek through Nepal during November and December, prime time for working on his science project.

"We brainstormed before he left," said Susie Bradley, his science teacher at Middle School, and he came up with the question, "does the boiling temperature of water change a different elevations?"

Garrett first boiled water at home at sea level before he left, finding that it boiled at 209 degrees Fahrenheit. At the 13,300 foot level in the Himalayas, he found that water boiled at 178 degrees.

Garrett, who was born in Nepal and lived there for six years, measured the elevations with an altimeter. He said he regretted that he couldn't stop at exact levels such as 1,100 and then 1,200 feet. But he had to do his experiments when his caravan stopped for breakfast, lunch or at night.

"Most of the guides and porters on our trek became interested and watched me perform the experiment," Garrett wrote in his notes.

"Scientifically it might not be the most astounding," said Harrold of Garrett's work, "but it shows a fair amount of planning."

The students' projects spanned the gamut from which detergent works best on dirty socks to sixth grader Michael Cohen's investigation of under what conditions do euglena protozoa grow best.

Another sixth grader, Britta Sinotte, studied magnetism and its effect on new-born rabbits. "It appears that litters exposed to a medium field of magnetism grow more rapidly," she concluded.

Maruyoma found one project that he thought was "clever but essentially unfair." A student had placed plants in a closed container for one hour for 16 days to measure the effects of secondary smoke from cigarettes.

"That's not quite secondary smoke," said Maruyoma as he looked at the yellow, wilted plants.

He said he felt that most projects had been done by the kids and not their parents. "Probably the main participation of the parents was yelling at the kids to get it done," he said.

He said some of the projects "were a little bit less than I would have liked," but admitted that he has really high expectations of students and has fears that this country is falling behind in education.

"The normal kid is jack of all trades and master of none" Maruyoma said. "They just get spread too thin."

Another judge, Doreen Croll-Donahoe, whose daughter who attends Middle School, said "the tension is great in families" around Science Fair time.

"This was beautiful because they had Monday (as a school holiday) to finish." Donahoe, who once taught teachers how to teach science at McGill University in Montreal, said the projects she judged were "surprisingly good. You can see there is a very strong science program at this school."

She also found it interesting to compare the advances made between students in grade six and eight. "You can see a difference," she said.

At 4:00 p.m., Donahoe said, "I've been here since a quarter past 12 and I still have eight (projects) to do." Other judges also said they had spent three to four hours examining the projects.

The California Assessment Program tests results from last year's eighth graders showed that Middle School's emphasis on science paid off. They ranked at the 97th percentile in statewide comparisons.

After the judging was complete, Hohenberger and the two other Middle School science teachers, Stadille and Bradley, planned to work until near midnight to compile the results.

"We'll be lucky if we're out of here by then," Hohenberger said.

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Muddled Water Company Ownership, Rights, Responsibilities Lead to Dispute

Continued from front page

are not vulnerable to unsubstantiated claims for repayment made by Gates.

Saying he had received no notice that Haines planned to intercede in the County's case, Hannon declared that Gates "has done everything in his financial capacity to get water" to residents in the company's service area.

"What does the County want?" Hannon asked. "Water in the system? Beyond that, I don't know."

Friday's hearing before Silver is on his Jan. 7 order that the water company must provide water to the residents. County officials, saying he did not comply with Silver's order, obtained a $5,000 state grant and have been buying and delivering bottled water to Featherbow residents.

"After four years of drought, the County is now saying we may give you 18 (hookups), but you've got to donate everything to the system."

Emphasizing that he was only representing Gates and not the water company, Hannon said he initially had been retained to defend Gates on the securities violations charges.

Asked if Gates had provided Featherbow residents with shares in the water company, Hannon said he hadn't. But he said he was caught in a Catch 22 between requirements imposed by the County and the state Department of Corporations.

"He doesn't have shares to give people," Hannon said, "But he has promised people in writing that he will when he is able to get them."

Asked if he didn't think five or six years was a lot time to haveto wait, Hannon said, "I guess it is."

Haines said that Gates sent residents a letter around Jan. 1 asking them "to pitch in to help pay for repairs. I advised my clients not to pay it and sent the letter back to Mr. Gates. He responded almost immediately that I should not send the letter back to him as an individual, but to him as president of the mutual."

"She thinks it's (the water company is) covered by PUC (Public Utilities Commission) rate approval, but it isn't," Hannon said.

In suggesting that she would ask that her clients be made a party to the County's lawsuit against Gates, Haines said turning the company over to an independent receiver would be appropriate only after it had been determined who would pay to fix and operate it.

"I think it should be turned over to the residents," she said.

Calling the problems with the water company "very depressing," Highley said her family was without water from Dec. 21 to Jan. 16 with the exception of two, 12-hour periods when small amounts of water were available. She said she had to cancel plans for holiday parties with family and friends and still has such low water pressure that she hesitates to do her laundry.

"You can't have people in your house when you don't have water to clean or flush the toilet regularly," she said.

Haines said Gates began subdividing Featherbow in 1975 or 1976 without proper state approval from the Departments of Real Estate and Corporations. By subdividing just four lots a year, he apparently escaped requirements that would have ensured that proper infrastructure systems, including water supplies, were provided, she said.

Silver's order was issued after record cold over Christmas week burst a number of pipes, disabled the system and left some residents without water for nearly a month.

"This is not the first problem we've had with Mr. Gates. It's only the worst," said Barbara March, who has lived in Featherbow with her husband, Ray, for two and a half years. "There have been a series of them."

Other residents privately agreed, pointing out that a number of them had met with County Environmental Health Director Walter Wong and members of his staff as early as July 24, 1989, to complain about the quality and availability of water.

Another resident, Judy Highley told the *Sun*: "Basically, the issue is who owns the water company. People have no say over the control or operation of the system. We need to know our rights, privileges and obligations."

Haines agreed. She said that people who purchased lots in Featherbow from Gates were told that $5,000 of the price was going to go toward a share in the water company. But she said no shares have been issued.

"It's a mutual water company in name only; actually it's misnamed," Haines told the *Sun*. "There are no members, and there are no stockholders."

Highley said a Cachagua Mutual Water Co. financial statement sent to residents Nov. 30 listed as liabilities notes and accounts payable to Gates and his son, Ronald, totaling about $183,000.

"Who signed those notes, and who is responsible for them?" she asked. "There is no clear explanation what they are for."

Also noting the liabilities, Haines said she had asked Hannon for an accounting, but had not heard from him.

For his part, Hannon said that Gates had spent about $100,000 on the system "out of his own pocket" and had not been reimbursed for it.

If the County does seek to put the water company in receivership, Hannon said Gates deserved to be paid for his investment in it.

He said it cost about $165,000 to build the system in 1984 and 1985. "The presumption at that time was that 30 hookups would be allowed," he said.

Owned Company's Well for "12 Hours"

Carmel Valley Attorney John Hannon acknowledges that he was listed as the owner of the best of three wells serving the controversial Cachagua Mutual Water Co., for "about 12 hours" recently.

As he explained to the Sun, he had agreed to purchase a lot from Don Gates before he was hired to represent Gates against securities violation charges being brought by the County.

The well—the so-called No. 3 well in the water company system—is located on the property that Hannon was buying, he said.

Shortly after the deal closed escrow, Hannon said he learned that the County, in a separate case against Gates, is contending that the No. 3 well is a part of the mutual water company and would not transfer with the sale of the land.

Hannon said he and Gates then agreed to void the deal and he signed a quit claim deed giving the property back to Gates.

As for the County's contention, Hannon said it was asking for Gates to give up "all rights to his property" in violation of the 14th Amendment. "It amounts to inverse condemnation," Hannon said.

Scientists to Speak To Point Lobos Group

Bruce Robinson, senior scientist at the Monterey Bay Aquarium Research Institute, will speak at the annual meeting of the Point Lobos Natural History Association on Feb. 2 at 9:30 a.m. at the Carmel Women's Club. He will show and explain videos of the depths of the Monterey Submarine Canyon taken by the institute's remotely operated submarine. *The meeting is open to the public and is free.*

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DANIEL BARDUZZI, owner of the Ridge Restaurant, above left, offers a huge platter of poached salmon to patrons of the second annual Village Affair Monday night. De Cabral, above, serves pecan pie prepared by Donna Hamilton's Iron Kettle restaurant. Joan Fontaine, below with Clifford Washington, chef at Wills Fargo, and Jim Lyles, were among the guests who helped raise more than $20,000 for Village pathways. *Sun photos by Isabelle Hall and Chuck Scardina*

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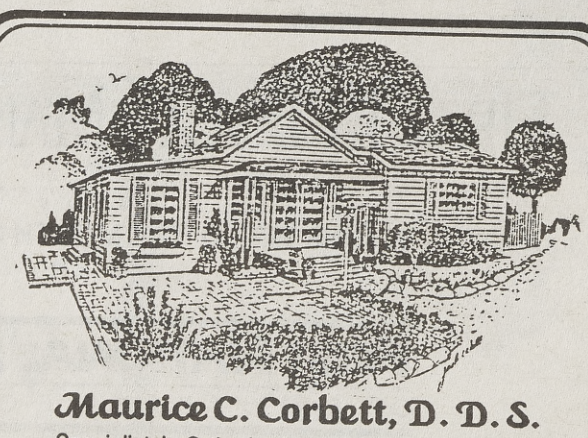

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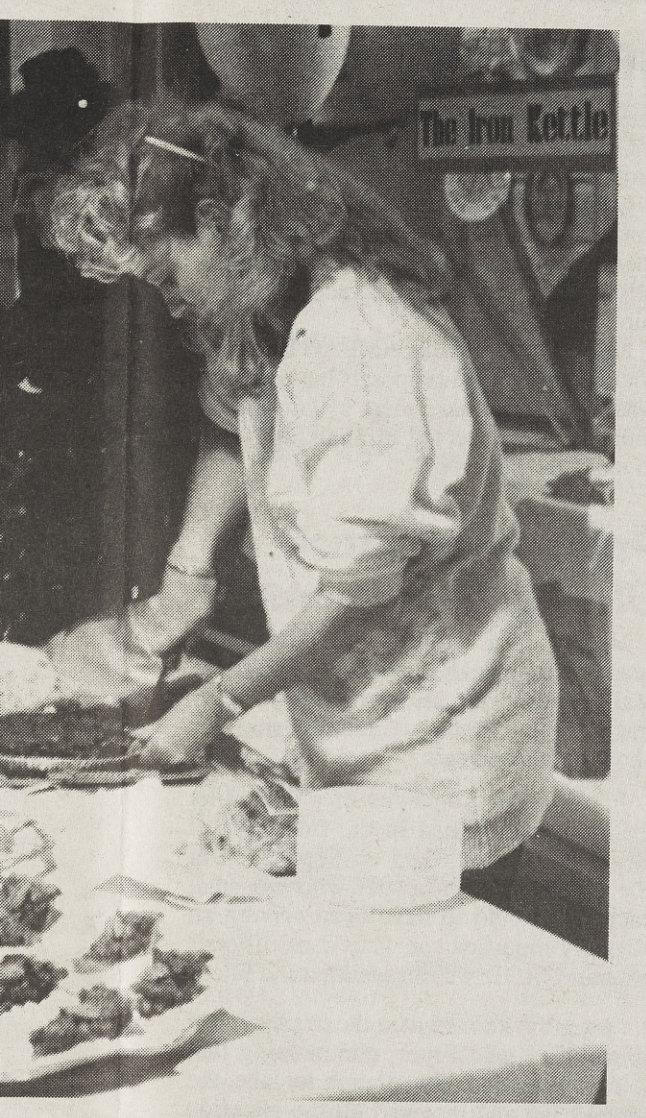

Village Affair was a Rousing Success

continued from front page

for the pathways project, which is sponsored by the Carmel Valley Village Improvement Committee (CVVIC).

Among notables gathered in the crowded tent erected for the event were Supervisor Karin Strasser Kauffman, Assemblywoman Andrea Seastrand, Carmel Mayor Jean Grace and actress Joan Fontaine.

The live auction was conducted by Alan Richmond of KMST-TV, after singing sheriff Pat Duval entertained, wrapping up with God Bless America as most of the crowd sang along.

In the live auction, a Sun Valley ski package brought $1,200, an Hawaiian holiday, $650, and three days at John Gardiner's tennis camp in Scottsdale, Ariz., $1,000.

Among the lighter items, a live rooster donated by the Holman Ranch brought $75 and a stuffed wild boar head, $350.

Eight Carmel Valley chefs who will cook a dinner for eight at home added to the auction's earnings. Daniel Barduzzi of The Ridge Restaurant led the bidding, fetching $500.

Other chefs auctioning off their services were Marc Vandenhove of Casa Bella, Mark Herand of Los Laureles Lodge, Jon Kasky of Oak Deli and Bird of Paradise Catering, Clifford Washington of Wills Fargo, Deborah and Deric Wenzler of Baum & Blume Catering and Wendy Brodie of Rancho San Carlos.

Those who attended praised the quality, variety and amount of food that was available. It ranged from barbecued shrimp on blue corn tortillas to piping hot ravioli and from calamari with mushrooms and garlic to little crepes filled with ham and cream cheese with walnuts and oranges in orange syrup.

There also was a country-style cassoulet, a beautiful display of poached salmon, rare lamb chops, and rare roast beef on bread rounds, huge beef ribs, a variety of pizza and plenty of desserts.

Restaurants and caters providing food included Graciella's Restaurant, Bird of Paradise Catering, Casa Bella, the Tin Lizzie, Los Laureles Lodge, Lunar Cafe, the Running Iron, Baum & Blume, The Ridge, Kate's, Wills Fargo, Village Pizzeria, Plaza Linda, Holman Ranch, Oak Deli, Sweet Retreat, the Iron Kettle and A Country Place.

Complimentary wines were provided by seven local wineries: Durney, Talbott, Chateau Julien, de Clarck, Georis, Jouillan and Ventana.

"It was a great display of the talent and skill of the Valley's restaurants and caterers," Coakley said. "I'm always amazed at how good they are and how willing they are to help us out."

TODDY OLOW and Assemblywoman Andrea Seastrand joined in the festivities at the 2nd annual Village Affair which raised about $20,000 for community pathways.
Photo by Chuck Scardina

PETER COAKLEY, CHAIRMAN of the Village Affair with his wife, Sherry, and Roger and Dodie Williams, above left, all worked on the fund-raising event. Randy Randazzo, and Web and Alice Buckham, above, were also volunteers. Among the 20 local chefs donating treats was Baum & Blume. Members of the family-owned catering firm, left, are Diane, Jane and Deborah Wenzler.
Chuck Scardina photos

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Former Valley Couple Returns Home From Tel Aviv after Missile Attacks

By Carolyn Rice

Former Carmel Valley residents Randi and Todd Spedding, who had two hours to leave Tel Aviv Monday, said they "went overseas for a little excitement. We got a little more than we asked for."

After the U. S. Embassy encouraged Americans to leave the Israeli capital because of the threat from Iraqi missiles, they arrived home Tuesday after a 30-hour trip.

"We fully intend to go back. We're looking at Feb. 3," said Spedding who has taught at the American International School in Tel Aviv for the past six months. The school arranged for their departure and return. "School is scheduled to begin again Feb. 4," he said.

"It was a difficult decision to leave," Spedding said. "We survived two attacks." He and his wife, who is the daughter of Jeanette Ayres of Carmel Valley, lived 10 kilometers north of Tel Aviv.

The Speddings heard about Tuesday's missile attack, which killed three Israelis and injured some 70, after they arrived here. "It's going to change things," Spedding predicted.

When living in Carmel Valley, Spedding taught sixth grade at Greenfield, and his wife worked as an emergency room nurse at Natividad Hospital. Randi grew up here and graduated from Carmel High School in 1964.

In Tel Aviv, Spedding's school had 450 students from 45 countries. His fifth grade class had 26 kids representing 18 nationalities, he said. By the end of last week, his class had shrunk to 12. The international community left quickly and will be slow to come back, he predicted.

The Speddings turned their kitchen into their "safe room," sealing it with tape. They had gas masks provided by the U.S. Embassy and wore them for an hour after the first Iraqi SCUD attack, and then spent the rest of the night in sleeping bags in their safe room.

Spedding said their Israeli acquaintances have mixed reactions to the hostilities but seem to view it mainly as a "distraction. 'All the men are still working. If there were something serious, they would be called up,'" is their attitude, he said.

"The Israelis feel that Saddam Hussein is brilliant in a strange way. They take him absolutely seriously," Spedding said. "They still assume he will use gas and have prepared for that."

He said the schools drill frequently for bomb and gas attacks, and "everyone has a bomb shelter." Some of his students had a two hour commute to school from a town near the Lebanonese border. "They were afraid of a separation from their families," he said.

The Speddings will keep an eye on what's happening, but have return tickets for Feb. 3. "His parents think we're nuts," Randi said. But he said he feels that the odds of them being harmed there are about the same as hitting the lottery here. Randi added, "I feel safe with our gas masks in our sealed room."

Planning Department Near Full Strength

County Planning Director Robert Slimmon, whose department was rocked by vacancies and resignations during the summer, said all the vacancies will be filled by Feb. 4.

He told the *Sun* that would bring his department up to full strength except for three planner-technician positions which were recently authorized when the Board of Supervisors approved giving Slimmon additional help.

Parking Ban Opposed by Cities

Continued from front page

by MBUAPCD so by no means are all or any of these (proposals) a done deal," explained Douglas Quetin of MBUAPCD.

"The Clean Air Act describes (parking management) as a reasonably available measure but doesn't say how to do it," said Greg Koert, an associate regional planner with AMBAG, "Which leads us to conclude that implementation regionwide would be very difficult to effect."

In its report, "Transportation Control Measures" which was circulated for public comment earlier this month, AMBAG proposed ll different ordinances.

The proposal to virtually ban free parking in all area cities was estimated alone to achieve 55 percent of the pollution reduction goal. Other suggestions included providing visitor oriented bus shuttle service for downtown Carmel and the Crossroads/Barnyard area and for such tourist attractions as Fisherman's Wharf and 17 Mile Drive; implementing the highly controversial Hatton Canyon Freeway project; mandating that employers of 50 or more people take measures to promote ride sharing; and emphasizing public transit and bicycle trails.

"You're probably going to get into more resentment than the water board," commented Councilman Bob Fischer in a reference to the Monterey Peninsula Water Management District which has imposed rationing and a building moratorium. "In the old days, if you took a man's horse away you got hung. Today the car is the horse."

Noting that the cities have no representation on MBUAPCD, Schmitz told Quetin, "Your board is made up of supervisors only. In this county, the supervisors have no control over parking meters so they would be potentially forcing that issue on to the cities."

Mayor Jean Grace said the cities are trying to change the make up of the board so they have representation.

Grace described the parking management proposal as "a Draconian measure."

Quetin warned, however, that the bottom line was the 1994 deadline set under the clean air act and, "If nothing is accomplished, then you'll see Draconian measures."

Papadakis agreed that AMBAG had made some controversial proposals but he said it was required to make them by law and ultimately, "The elected officials will have to make the decisions."

Pryor Wins Stock Driving Championship

Nearly four month after the 1990 season's last race, Richard Pryor of Carmel Valley has been informed he won the Pacific Road Racing Championship for showroom stock cars.

Pryor, who campaigns in a Chevrolet Camaro, was beaten in the final race at Sears Point near Napa on Sept. 23. But the Laguna Beach lawyer who won that race was found to have been driving an illegally modified car when race officials examined it. He was disqualified and fined.

"I want to know where the trophy queen is to kiss," said Pryor, complaining that the disqualified lawyer got to take the victory lap and received all the attention after the race.

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YESTERYEARS

The White Oaks Theatre

By Elizabeth Barratt

The White Oaks Summer Theatre, which opened July 2, 1959, began as an experiment and as a testimony to the love and dedication of one woman who wanted to establish a center for musical theater training for young people.

The story of the White Oaks Theatre is the story of Sally Hughes Church: founder, producer, fund-raiser, financial supporter, sometime director, and above all, friend to many in the Carmel Valley-Salinas area.

Originally inspired when she met Julie Harris following a performance of "The Lark," Sally, who had already graduated from college, returned to major in graduate drama studies at San Francisco State. In 1958, she joined the Actors Workshop and a year later, she founded her own summer stock theater, the only one of its kind on the West Coast, in Carmel Valley.

Her desire was to operate a theater where talented young people could be trained in dance, acting, singing and all other aspects of stage work. With Gale Peterson, a dance director with whom she'd worked at San Francisco State, Sally opened the White Oaks Summer Theatre in an old redwood barn behind the then Carmel Valley Post Office at White Oaks Plaza.

She and several other theater arts graduates built a stage, installed lighting and sound, and hung curtains. The 135-seat rustic barn theater opened its first show, a musical revue called "Showcase I." Two more musicals followed during that first summer. Reviews were favorable and the new operation seemed on its way.

Then tragedy hit. After the successful summer, Sally Church was struck with multiple sclerosis. Deathly ill, she lay in a hospital bed for months, at one point going blind and deaf.

While Sally clung to life, her sister and friends at the new theater carried on in her absence and kept the fledgling operation going.

Miraculously, Sally recovered. And, during her many months of recuperation, she had time to ponder. She developed a vision of what she'd really like to see become reality: a new building which would be completely flexible. Its very design and purpose was to be a major departure from traditional theater.

The resident theater company and professional staff continued productions while designs and financial plans were put in place. In 1964, the new White Oaks Theatre was approved at a new site in Carmel Valley.

The $100,000 non-profit theatrical school was to include two dormitories to hold a maximum of 50 students, who would pay tuition. Sally Church, herself, box office revenues, season subscriptions, pledges, and later grants, would sustain the undertaking.

The White Oaks Theatre was self-described as a "unique regional theater laboratory." It was intended to "bridge the gap between educational and professional theater for talented young people interested in a career in theater, especially musical theater."

Productions would include adults as well as children. Experimental workshops, public lectures, and concerts were to be held in addition to plays. Courses included ballet, contemporary dance, creative dramatics, beginning acting, teenage workshops and fencing.

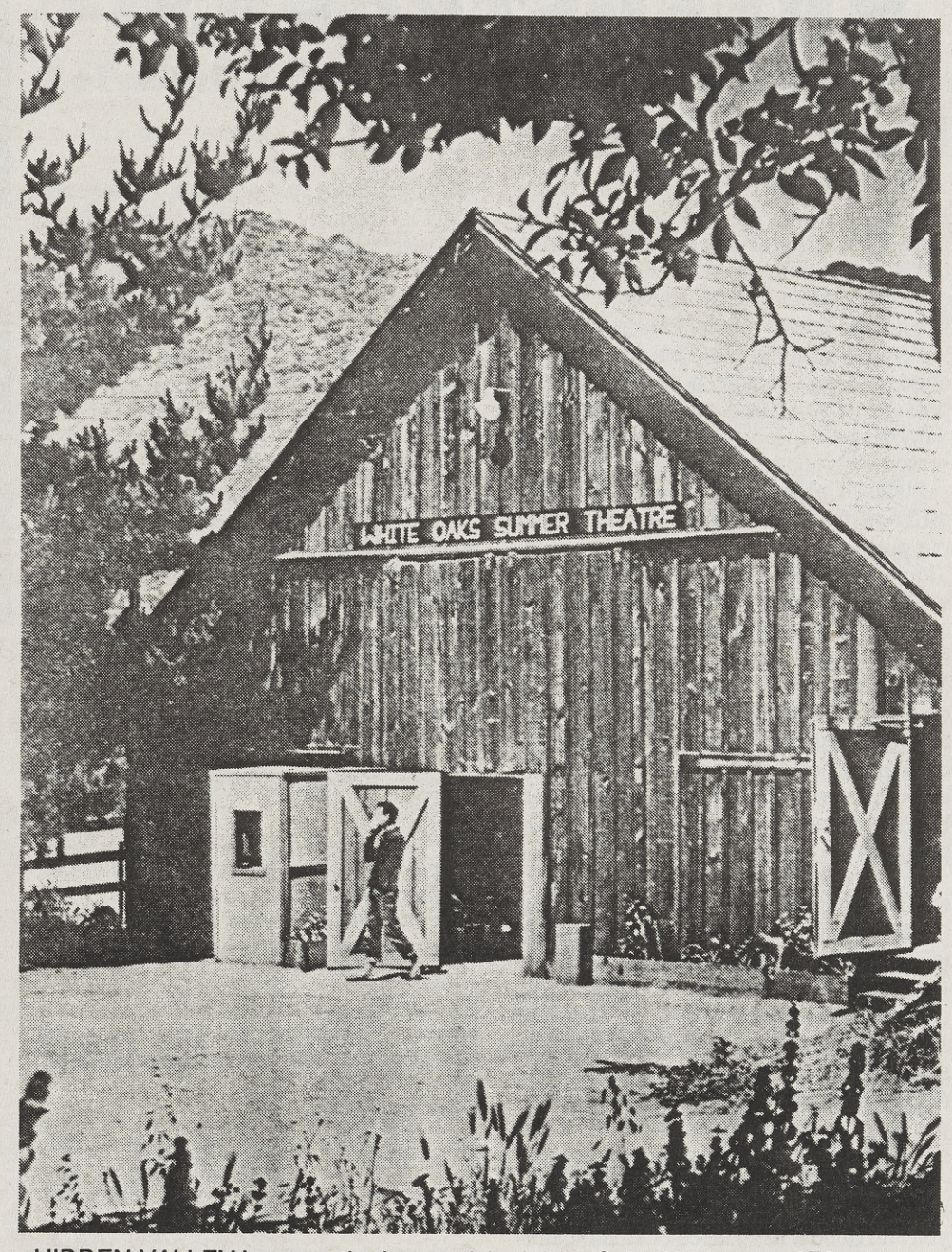
The formal dedication of the new White Oaks Theatre took place on July 3, 1965, six years after the rustic barn's small stock company had first opened its doors to the public.

The ceremonies included a speech by Meredith Wilson ("Music Man"). He was only one of a number of theatrical greats who lent their presence to the new theater: Danny Fix, television, stage and film actor, also an original member of the "Our Gang" comedy series, directed "The Pajama Game" at White Oaks, Pulitzer prize winning author-playwright Martin Flavin lectured, and Margaret Whiting, radio, television and recording artist, opened the theater's third season with a gala supper dance.

A touring children's company called the Fantasy Players was formed. By 1965, the group had performed before 9,000 California school children; the following year student audiences totaled 15,000. In 1967-68 alone, the group toured 23 California counties for a total of 187 performances. They received grants by both the Bing Crosby Foundation and the California Arts Council to support their statewide program. Theater outreach included working with educations and students to improve teaching and learning methods via the stage.

The White Oaks Theatre was a noble undertaking which, like many of its kind, suffered periodic financial setbacks. Many of the theater's innovations, from a completely flexible production space to community service programs in drama, education and training, were well ahead of their time. All this was thanks to one woman, Sally Hughes Church.

In 1972, the former White Oaks Theatre space became Hidden Valley Music Seminars.



HIDDEN VALLEY became the home of the White Oaks Theatre in 1972.
Sun photo by Isabelle Hall

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BRUSHSTROKES

By Anita DeCarlo

Plein Air Painting

Plein air painting is, simply put, painting on location. We can conjure up visions of William Ritshel out there on the cliffs wind whipping his hair, coat and canvas flapping. The Monterey Peninsula has always drawn painters not just for the variety of beauty but also because temperatures are kind enough to actually make it possible. You seldom cross the peninsula without seeing someone out there in any season with oils or watercolors.

Plein air painting is conceptually very different from painting in the studio and the practiced eye can tell which is which. That is why there will always be those who'll brave the elements even in unkind conditions. The light and color never lie, are perfection—and are fleeting. The immediate response to this passage gives the quality of immediacy and spontaneity to the work. There is excitement. Change is constant. Each visit is a communion and even the same location is never the same, but commands new insights and a new painting.

A studio painting is—studied. Good friends for a time, Gauguin and Van Gogh compared ideas, encouragement and paintings. Van Gogh had to be on site to realize his visions while Gauguin studied the scene, gathered the insights, sketched and absorbed and pieced his total impressions together in the studio. There is more deliberate presence of the artist in a studio painting, more deliberate presence of the stimulus (subject) in plein air painting.

At any given time around here somewhere in some gallery or exhibition space you can find an abundance of studio paintings and scattered about a few true plein air paintings. Probably the sure bet for a steady supply would be the Carmel Art Association.

Two watercolorists I'm sure of are *Sam Colburn and Nancy Johnson who are* frequently seen in the hills and on the beaches—Sam sitting on the ground, Nancy standing at her easel. Colburn's paintings appear to be distillations of ocean, sky and rock; Johnson's are more explicit renditions. These are two very different approaches though each has unmistakably, the freshness of immediate response.

Twenty people at the same location at the same time are going to produce 20 different paintings, yet each will be responding with integrity. Dorothea Larsen's plein air watercolors at the Marjorie Evans Gallery this month include some familiar scenes as well as Hawaii in her own very decorative style.

It is more difficult to trundle around oil painting equipment and so there are fewer oil painters to be found. Victor DiGesu used to have a class of oil painters out every Saturday morning. Mary Burr and Belinda Vidor Holliday continue on their own several times a week. It is their primary commitment and the results are at the Carmel Art Association. Again, very different styles but each has that wet into wet juicy, painterly look that comes with the speed of response necessary in painting oils out of doors.

On view at the Pacific Grove Art Center are four painters from the Plein Air League: Edward Norton Ward, Joseph Nordmann, Will Light and Reidult Westlye. As their name suggests, these people are committed to painting in the immediacy of their inspiration.

Nordmann confessed to me that if he tries to make a few changes back in the studio, he's more likely to ruin it and that, if he's still pushing the paint around on location after an hour, then he hasn't got it and he never will. He's talking about oil paint.

Nordmann has probably been painting the longest of the four, over 40 years, but all of them have come to art above and beyond their "real" occupations. Many of you know Will Light as Dr. Light who retired just two years ago. Ward was a mathematician; Nordmann, a chemistry professor; and Westlye, an accountant.

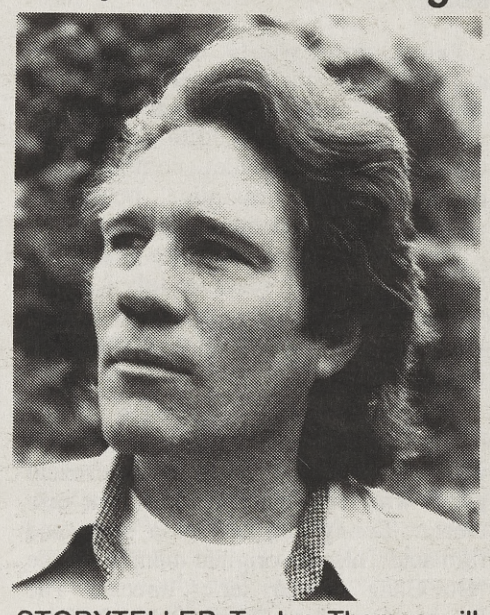
As a group painting together, ideas and styles become shared. They learn from each other. Westlye's work probably is the most individual of the four. There is a tendency for more glazing, softer transitions, more concern for the mood as well as detail of the scene.

Ward, Nordmann and Light are more abbreviated, with direct response to color and shape, producing clipped impressions. There is a tendency for the style to overpower the painting in Ward's work so that it becomes repetitive though he is marvelously facile and bold with the paint.

Nordmann's paintings are the more successful at achieving that joyous juicy feel of the fresh and immediate, the spontaneity of plein air. In that same conversation we had, he remarked, "It is all new to me!" I believe this is the key to plein air painting, that each time you are confronted with the colors and contours of some magic moment whether you are looking at old buildings or time encrusted trees, it is a new vision, a new painting.

PLEIN AIRE painter Joseph Nordmann poses with his painting, "Caledonia Park. "

Story-Teller on Stage At Hidden Valley



STORYTELLER Taelen Thomas will appear at Hidden Valley Theater Friday with local pianist Stephen Tosh.

Taelen Thomas, a story-teller, actor and poet, will give a one-man performance Friday as Hidden Valley seminars begins its second "Fridays @ 8" concert series.

The show is titled "Shades of Stanley Ketchel, Middleweight Champion of the World in the Ragtime Era." He will be accompanied by Carmel Valley Village musician Stephen Tosh on the piano playing ragtime and Chopin. This will be Tosh's debut at Hidden Valley.

Sun reviewer Barbara Rose Shuler calls Thomas "a master of the tradition of the spoken word—a bard for our time."

P.G. Art Center Offers Children's Art Classes

The Pacific Grove Art Center will offer a six-week session of afterschool art classes for children and teens beginning Feb. 5.

Marybeth Rinehart will teach a children's class on Mondays while Dante Rondo will teach a teen class Wednesdays and a children's class Thursdays. The classes, which run from 3:30 to 5:30 p.m. are offered at $45. Call 375-2208 for information.

Cherry Foundation Opens Show

Sculptor Gary Quinonez will open an exhibit Feb. 2 at the Cherry Foundation in Carmel in conjunction with an exhibit of monotypes by Kay Fontana. A reception will be held from 2:30 to 4:30 p.m.

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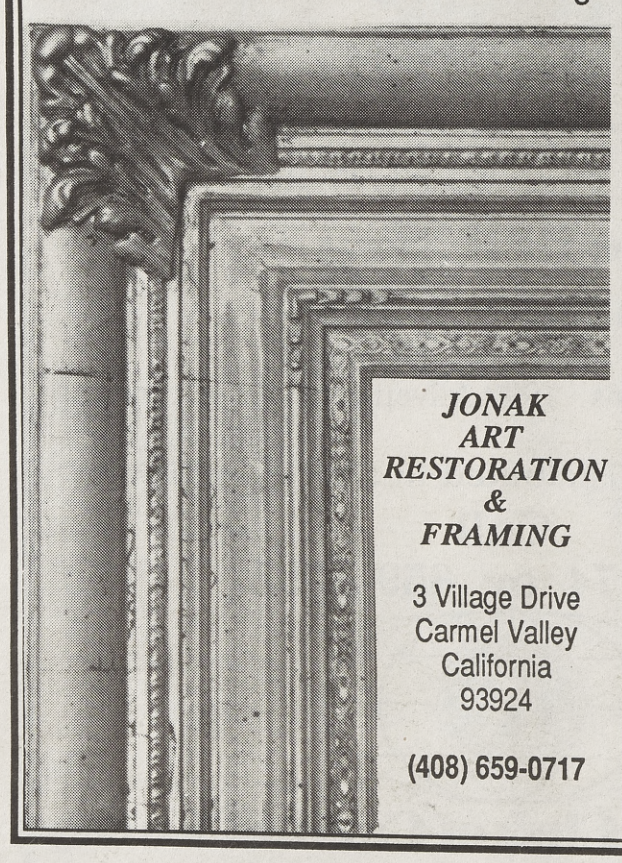

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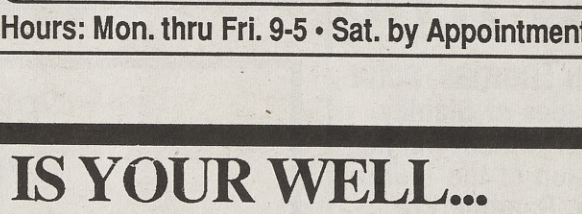

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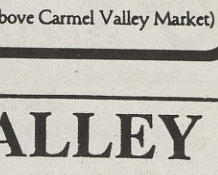

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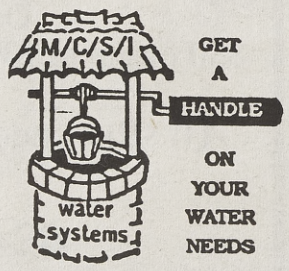

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OUT AND ABOUT

By Stan Hall

Bill Barton was from Pontotoc, Miss., a country town just west of Tupelo on the road to Oxford where he had attended Ole Miss. He arrived in Washington to work for the Associated Press while my wife and I were working there for United Press International in the 1960s.

We quickly became friends. The wire service reporters I used to know would do almost anything to beat one another while covering a story, but when work was done, they often socialized and partied together. Wire service people probably did that more than other reporters, and I suspect they still do.

Bill Barton was one of a series of AP guys who became close friends because they were assigned to the Justice Department, where Isabelle was UPI's correspondent.

As an editor, I didn't get to know most reporters for other news organizations very well in Washington because I always worked inside. But Isabelle and other "beat" reporters would typically spend most of every working day in close quarters together. It was natural that they became friends, even as they remained competitors.

Bill Barton was young—still in his early 30s—when we first met him. As a bachelor, he was often at loose ends. As a result, he spent a lot of time with another friend of ours, Malcolm Barr, an Englishman who had been at the Justice Department for AP before taking another job. Since we saw a lot of Malcolm, that helped cement our relationship with Bill.

When the Vietnam war killed Bill Barton in a pond near his home in Mississippi, it brought the war closer to me than anything I'd experienced before.

For seven years, I was a national editor for UPI in Washington during the period that the United States escalated the war. Starting in 1966, I had been in charge of a news desk over which passed millions of words about Vietnam.

Bulletins rattled out over the wires with official pronouncements from Johnson, McNamara, Clifford, Kissinger, Zumwalt, Rusk, Westmoreland, Nixon and scores of lesser officials.

We chronicled the resumption of the draft and the start of the national lottery which decided which young men would have to fight and which wouldn't. For a long period, the Pentagon would release the latest casualty list to us every day at 4 p.m.; sometimes it would take an hour to

As the war progressed—or more accurately maybe, failed to progress—we increasingly reported anti-war protests directed at the Pentagon and the government, and in Congress, the debate deepened over the correctness of U. S. policy.

The war was consuming the country, dominating the news. It even forced Lyndon Johnson out of the White House, which he surely must have loved more than any modern president. Of all the stories I wrote about Vietnam, I especially remember the bulletin when Johnson announced March 31, 1968, that he would not seek re-election so he could devote full time to prosecuting the war.

It was a Sunday night. I had gone in to run the desk even though it was usually my night off because Merriman Smith, UPI's Pulitzer Prize winning White House correspondent, had told me that he thought Johnson was going to be making a major announcement that wasn't included in his official text. Whether Smitty got that from intuition or from one of his well-placed sources, I never knew.

In a little more than a year, Smitty would be dead. Despondent over the death in Vietnam of his own son, a helicopter pilot, and learning he

The war was consuming the country. It even forced Lyndon Johnson out of the White House...

was suffering from cancer, he shot himself with a .357 revolver. I was in Houston helping cover Apollo 11. It was the same same weekend that Neil Armstrong and Buzz Aldrin landed on the moon and Teddy Kennedy drove off the bridge in Chappaquiddick.

Through all this period, I read and wrote and absorbed all this information about Vietnam and remained essentially detached about it. I was intellectually involved, but not emotionally. Ideally, of course, you want your news people to be that way.

Then one day, a perfunctory little story moved on the UPI wire out of Saigon. Bill Barton, who had gone to Vietnam to help cover the war for AP, had been shot and seriously wounded.

Bill hadn't really wanted to go to Vietnam. He had applied to cover the Middle East. But the Vietnam war was increasingly unpopular, and AP asked him to do a tour in Southeast Asia. After that, he could go to the Middle East, his editors told him.

The details about the incident in which Bill was shot were slow in coming. He and a UPI war correspondent, Leon Daniel, had been drinking at a club at Da Nang, the big air base outside Saigon, and were driving home in the early morning hours.

Leon was at the wheel and drove through a South Vietnamese checkpost on the way back to the city. An ARVN soldier fired at their Jeep. The bullet hit Bill behind the right ear and came out his right eye. He apparently would have died then if there had not been a helicopter available to speed him to an Army emergency hospital nearby. I'm convinced details were slow in coming because government wanted to play down that Bill had been shot by one of our own allies.

Bill spent several months in various hospitals and finally came back to Washington to visit his friends. He had lost the use of his eye and suffered at least some brain damage.

He tried to drink with us the way he used to, but his damaged body couldn't handle liquor, It made him sick, and his doctors warned him he'd have to quit.

Later he went home to Mississippi to try to regain more strength. He bought himself a new Chevrolet and talked about going back to the University at Oxford to get a business degree. But he was too weak to attend classes regularly.

One day, we got word from Mississippi that Bill had turned up missing. He had gone to Tupelo and had been seen in a bar he liked to frequent. The sheriff put out an all-points bulletin for everybody to be on the lookout for Bill and his new car.

Bill's family thought—or maybe hoped—he had suffered some mental lapse, had wandered off and would turn up okay. Several days passed before someone driving on the road from Tupelo to Oxford noticed something strange in a shallow pond beside the road.

On investigation, it was found to be Bill's new car. Bill was inside. He had drowned.

There was a lot of discussion afterward about whether Bill's death might have been an accident; maybe he had had a spell, drove unknowingly into that pond and having done so, could not get out of the car.

Maybe. But I believe Bill drove into that pond on purpose to kill himself—another casualty of Vietnam who was never counted on any of the Pentagon's lists.

It's YOUR Money

TAX CHANGES; HIDDEN RATE INCREASE

by T. Frank Quilty, C. P. A.

At the same time that Congress lowered the top effective tax rate to 31 percent, they tacked on new limits on deductions and exemptions that will effectively raise the bite on upper-income tax-payers.

New for 1991 is a "floor" on itemized deductions—3 percent of adjusted gross income over $100,000. That figure is subtracted from the total to determine the allowable deductions that can be taken from adjustable gross income to determine taxable income. This effectively raises the tax rate to 31.93 percent for these payers.

In addition, personal exemptions are phased out gradually for joint filers with taxable income over $150,000.

How will this affect you? A look at last years's tax return will offer the clues you need. If your adjusted gross income was below $50,000 ($80,000 for couples), there's probably little effect. If it's more, see how your deductions will change.

How will the new taxes affect you? Talk to

T. Frank Quilty,C.P.A.

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MPC provides supportive services ranging from financial aid, health services, and tutorial assistance to academic, personal and career counseling. MPC offers a full schedule of classes in the afternoons for those students who work at night or cannot attend classes in the mornings.

New Carmel Valley Volunteers Begin Tough Training Course

A class of seven new volunteer firefighters has begun training at Carmel Valley Fire Department—a course that will consume many of their nights and weekends over the next year.

The class, which includes the department's first woman volunteer, Heather Ward, is the first one to be taken into the fire department in almost seven years.

Capt. Jeff Trapp, the department's training officer, said the training regimen in the first year will include some 250 hours of instruction, including 130 hours as a Class 1 Emergency Medical Technician (EMT). Other training will focus on basic firefighting, the equipment that the department uses and instruction in wildland fire control.

In addition to Ward, the class is made up of Marcus Arana, Greg Bennett, Brad Klemek, David Mullally, Randy Newman and Robert Pina.

"We're real happy with them so far," said Trapp of the new recruits. Their addition brings to 33 the number of firefighters in the department, one shy of the total strength authorized by the district's board of directors.

Larry Busick, a volunteer and president of the board, agreed with Trapp's assessment of the group. "We're very pleased with all of them," he said.

Busick said the board, in determining how many firefighters the department needs, balances cost against the manpower needed to do the job. "It costs a lot to outfit and train people," Busick said.

The department includes four paid firefighters, Chief Bob Heald, Capt. Jeff Frye, maintenance supervisor Kalani Fonseca and Trapp. In addition, Sharon Weiss serves as administrative manager.

The Carmel Valley department dates back to 1948, making it one of the oldest volunteer organizations in the area.

A number of the new recruits, including Ward, said they volunteered with an eye toward possibly making a fire career a profession. Ward said she already works for the California Department of Forestry in summer and at the SPCA otherwise.

FIRST NEW CLASS of volunteer firefighters at Carmel Valley Fire Department in nearly seven years poses beside one of the department's rescue trucks. From left, the group includes: Robert Pina, Randy Newman, Heather Ward, David Mullally, Brad Klemek, Marcus Arana and Greg Bennett. *Sun photo by Stan Hall*

Valley Fire Buys New Supply Hoses

Carmel Valley Fire Department has purchased 2,200 feet of five-inch supply hose to replace older three-inch lines it had been using.

Capt. Jeff Trapp said the new hoses would allow the department to direct more water on a fire and would free up one firefighter, who previously had to man valves. The new hoses utilize a universal connection and can be connected either end to either end.

The hoses and adaptors cost $17,000, Trapp said. He added that the larger, plastic hoses had lower friction losses and also did not have to be hung out to dry after use like the old, cotton wrapped lines.

Trapp said he expected it would take the class "a couple of years" before its members became comfortable as firefighters.

"It's like a new language," he said. "It takes a lot of time and practice before you get comfortable doing the job during an emergency."

Trapp added that Carmel Valley traditionally has had a low turnover rate among volunteers, making it an experienced department. This experience, he said, can help the new firefighters learn and adjust to the job.

Ethel Merman Recreated At Sunset Center Friday

Rita McKenzie's one-woman recreation of the late Broadway star Ethel Merman will be presented at the Sunset Center Theater in Carmel on Friday at 8 p.m.

Her performance includes Merman-style renditions of Gershwin, Berlin, and Porter tunes peppered with memorable Merman one-liners and anecdotes. Tickets are $10 and $12.50. Call 624-3996.

Well Ordinance Approved

Continued from front page

In acceding to opponents' requests, the new ordinance has a definite ending date—June 30—reduces the geographical areas covered by the initial ordinance and provides for a series of variances, which would be granted administratively by Wong. The ordinance, however, could be either extended or ended earlier by vote of the supervisors.

The ordinance provides for a fine of up to $500 and 180 days in jail for violating the ban. It will take effect immediately.

As for the threat from nitrates, salts most commonly associated with septic systems and decaying organic matter such as leaves, the ordinance said normal yearly rainfall caused them to be dissipated into ground water at relatively low concentrations.

"However, due to the long-term drought, ...nitrates are building up to greater levels of concentration, so that when the water table again rises to normal levels, it is likely that nitrates absorbed into the aquifers will be more concentrated and may approach unacceptable levels."

Provisions under which variances may be granted included:

- Wells that were part of a larger plan which would reduce water production or "improve overall water balance in the area..."
- Wells essential for maintaining existing levels of water for existing residential, industrial or commercial use.
- Wells necessary for the protection of the health of residents who would otherwise be without adequate water.
- Wells that are part of a conservation project approved by the water management district.
- Wells drilled only for the purpose of monitoring the quality and quantity of ground water.

The ordinance also stipulated that replacement wells could be drilled for ones that failed.

Wong said the variance would cover Actor Clint Eastwood's plans to remodel historic Mission Ranch, which call for drilling a well into brackish groundwater to be used for irrigation in place of potable water from Cal-Am.

The ordinance provides that Wong, in granting a variance, may impose any conditions necessary to ensure that the purpose of the ordinance is met.

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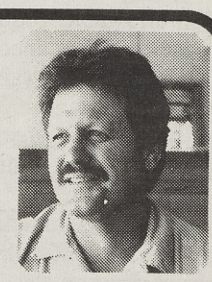

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REAL ESTATE OUTLOOK

Real Estate Investments—a Primer

By T. Frank Quilty,
Certified Public Accountant

In the not too distant past the rule of thumb when investing in rental real estate was that monthly rental income should equal 1% of the cost of the property. For example, rental property that was purchased for $100,000 should generate rent of $1,000 monthly.

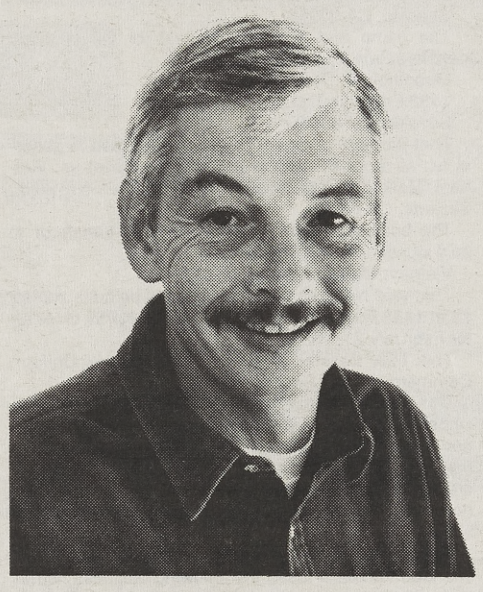
In our local market a $100,000 home does not exist. A home may be found for $250,000 that may rent for $1,300 or roughly .5% of its cost. Does this mean that investing in local property is not wise? Yes and No!

First, let's define some terms. We must remember the investments in rental properties are *long term*. Commissions, loan fees, and other closing costs make it uneconomical to move from property to property as one can with stocks. The increase in value (*appreciation*) and the small decrease in the mortgage balance over the short term also limit the available cash. A five year period may be sufficient to recover these costs.

An investment in rental real estate *lacks liquidity*. The money invested in rental real estate is not easily retrievable. The property often times may not be readily marketable. Although refinancing is an option, it is often an expensive option.

The difference between the market value of the property and the mortgage balance is your *equity* in the property. *Profit* (for tax purposes) on the sale of property is the difference between the sales price (reduced by sales expenses) minus your purchase price (reduced by depreciation). Realized profit has little to do with equity.

Cash flow from rental property may either be positive or negative. Cash flow is the difference between the rental income you receive and the expenses you pay. Cash flow is also expressed as *"pre tax"* or *"after tax,"* the difference being the tax attributes associated with rental property. *Depreciation* is one of the major tax attributes and is best described as an annual tax deduction that recognizes the wear and tear on property. Only the improvements



T. FRANK QUILTY

(i.e. the structure) may be depreciated, not the land.

The tax law allows deductions from rental property up to $25,000 annually if you actively manage the property and your total income is below $100,000. Any loss in excess of the $25,000 limit is allowed in subsequent years or upon sale of the property. If your income is in excess of $100,000, the allowable deduction is reduced.

The *return on investment* is computed by adding after tax cash flow to appreciation and dividing by your down payment. And, therein is the attraction of real estate: your entire $250,000 investment is appreciating but you have only invested $50,000. this is known as *leverage*.

In a subsequent article, I will provide an example of an actual investment complete with all the numbers to illustrate what it will cost, what the tax deductions are, and what the investment looks like after five years when you go to sell the property.

Paramedic Ambulance Service For Big Sur Faces More Delay

Paramedic ambulance service in Big Sur, already delayed once, is facing further delays because of trouble recruiting qualified personnel, the regional ambulance service has been told.

Larry Busick, president of the fireman-controlled paramedic service in this region of the county, said he understood it might be a couple of months before personnel would be available.

The paramedics are being recruited by Peninsula Medical Services, a private company. Chief Gary Carmichael of Mid Valley Fire Department, operating head of the ambulance service, said Pen-Med was having difficulty recruiting paramedics because the region paid less than many others. In addition, he said that since the County has not had its own paramedic training facility, recruits typically would have to be be found in other areas and then face the prospect of having to move to the area on their own to take a job.

Both Busick, who is also president of the Carmel Valley Fire Protection District, and Carmichael said a more severe shortage might occur if President Bush orders a further callup of large numbers of reserves, including paramedics.

The regional ambulance service put paramedic-staffed ambulances into service in Carmel and Carmel Valley Nov. 1. Big Sur originally had been scheduled to come on stream with paramedics on Jan. 1, but a slip in that schedule was announced in December when Pen-Med first encountered difficulty finding paramedics for the job.

At that time, officials of the regional ambulance service estimated that Big Sur would have paramedics by the end of January, but now that estimate is proving too optimistic.

The regional ambulance service, faced with the earlier delay in finding paramedics, put two full-time emergency medical technicians on duty in Big Sur starting around the first of the year.

At the same ambulance board meeting, members were told that the Big Sur volunteers, who have been a loosely knit informal organization, are just about to complete the legal work to become a chartered, non-profit corporation.

The ambulance board approved a $4,000 interim loan to Big Sur so it could pay its workers' compensation insurance. Carmichael said as soon as the paperwork is completed, Big Sur, one of the most successful volunteer firefighter fundraising groups in the area, would have access to funds to repay the loan.

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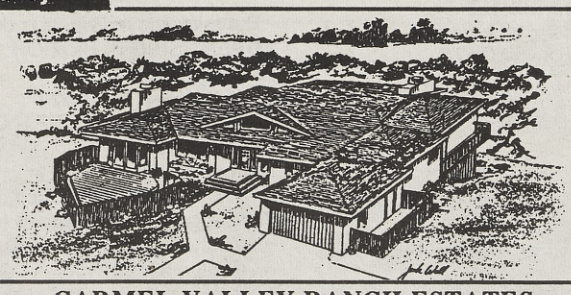

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Carmel, CA 93923 625-6225
650 Lighthouse Ave., Suite 110
Pacific Grove, CA 93950 649-6225

LEGAL NOTICES

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Jan. 7, 1991
File No.F910022

The following individual is doing business as:
THE 333 EL DORADO GROUP
333 El Dorado
Monterey, Ca 93940
ARTHUR E. BENOIT
1091 Lariat Lane
Pebble Beach, Ca 93953
JAMES F. BRANDEN
1270 Springbrook Road
Walnut Creek, Ca 94596
DONALD G. BURNETT
Sonoma Lane
Carmel Highlands
Carmel, Ca 93921
THOMAS D'ANGELO
25914 South Carmel Hills Drive
Carmel, Ca 93921
RONALD DeVINCENZI
1270 Springbrook Road
Walnut Creek, Ca 94596
JOHN FAIA, III
333 El Dorado
Monterey, Ca 93940
RONALD M. FAIA
25545 Hatton Road
Carmel, Ca 93921
SUSAN LACY FAIA
Oak Place and Mesa
Post Office Box 1933
Carmel, Ca 93921
JERRY W. GLEASON
25417 Carmel Knolls Drive
Carmel, Ca 93921
MARVIN L. INMAN
441 Lighthouse Avenue
Pacific Grove, Ca 93950
JOHN R. NARDONE
1060 Indian Village Road
Pebble Beach, Ca 93953

This business is conducted by a general partnership.
The registrant commenced to transact business under the fictitious business name listed above on 9-11-90.
(s) Jerry W. Gleason
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan.17, 24, 31, Feb. 7, 1991

-PUBLIC NOTICE-

STATEMENT OF ABANDONMENT OF THE USE OF FICTITIOUS BUSINESS NAME
Filed Jan. 11, 1991
File No. F880478

The following person has abandoned the use of the fictitious business name
WESTERN EQUIPMENT LEASING
26535 Carmel Rancho Blvd., Suite 2
Carmel, California 93923
The fictitious business name referred to above was filed in Monterey County on March 22, 1988.
AUTO CENTRE SALES AND LEASING, INC.
A CALIFORNIA CORPORATION
26535 Carmel Rancho Blvd., Suite 2
Carmel, Ca 93923
This business was conducted by a California corporation.
Signed: Patricia A. Cooper, President
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan.24, 31, Feb. 7, 14, 1991

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Dec. 27, 1990
File No.F902129

The following person is doing business as:
PALO PACIFICA JEWELRY AND GIFTS
204 Fountain Ave.
Pacific Grove, Ca 93950
KATHERINE A. SCOTT
109 11th Street
Pacific Grove, Ca 93950
SHANNON S. SCOTT
204 Fountain Ave.
Pacific Grove, Ca 93950
This business is conducted by a general partnership.

Registrant commenced to transact business under the fictitious business name listed above on Dec. 7, 1990.
(s) Katherine A. Scott
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan. 3, 10, 17, 24, 1991

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Jan. 7, 1991
File No.F910023

The following individual is doing business as:
THE 335 EL DORADO GROUP
333 El Dorado
Monterey, Ca 93940
TIM AUGER
335 El Dorado
Monterey, Ca 93940
ARTHUR E. BENOIT
1091 Lariat Lane
Pebble Beach, Ca 93953
JAMES F. BRANDEN
1270 Springbrook Road
Walnut Creek, Ca 94596
DONALD G. BURNETT
Sonoma Lane
Carmel Highlands
Carmel, Ca 93921
THOMAS D'ANGELO
25914 South Carmel Hills Drive
Carmel, Ca 93921
RONALD DeVINCENZI
1270 Springbrook Road
Walnut Creek, Ca 94596
JOHN FAIA, III
333 El Dorado
Monterey, Ca 93940
RONALD M. FAIA
25545 Hatton Road
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SUSAN LACY FAIA
Oak Place and Mesa
Post Office Box 1933
Carmel, Ca 93921
JERRY W. GLEASON
25417 Carmel Knolls Drive
Carmel, Ca 93921
MARVIN L. INMAN
441 Lighthouse Avenue
Pacific Grove, Ca 93950
JOHN R. NARDONE
1060 Indian Village Road
Pebble Beach, Ca 93953

This business is conducted by a general partnership.
The registrant commenced to transact business under the fictitious business name listed above on 9-11-90.
(s) Jerry W. Gleason
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan.17, 24, 31, Feb. 7, 1991

NOTICE OF INTENDED BULK TRANSFER

To the creditors of BUSINESS: NOTICE IS HEREBY GIVEN that HYON SU CHANG & KUM NAN CHANG whose business address is 3056 Del Monte Blvd., Marina, CA intends to transfer to Dung & Jung Hyon Kim, whose address is 1494 San Pablo, Seaside, CA, the following property now located at 3056 Del Monte Blvd., Marina, CA, all stock in trade, merchandise, fixtures, equipment, goodwill, trade, leasehold rights and improvements, customer lists, if any, of that certain business known as ASIAN MARKET, located at the address given above. The transfer of the property is subject to Commercial Code Section 6106.
So far as is known to the transferee, the transferor has used the following business names and address (other than the above) during the three years last past: KING CITY SHOPETTE.
The intended transfer is to be consummated on or after February 15, 1991, at the law offices of HARRY ROGERS, 2100 Garden Rd.-A, Monterey California. Claims for debts of the transferors may be filed with said attorney. The last date for filing claims for debts of the transferors is February 14, 1991.
DATED: Jan. 21, 1991
(s) Dung Kim
Jung Hyon Kim
Publication Date: 1/24/91.

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Jan. 3, 1991
File No.F910011

The following individual is doing business as:
ADVERTISING IN MOTION
23 Upper Circle
Carmel Valley, Ca 93924
QUIST/KEARNEY CORP. - CA
23 Upper Circle
Carmel Valley, Ca 93924
This business is conducted by a corporation.
The registrant commenced to transact business under the fictitious business name listed above on September 1989.
(s) J. Quist, President, Quist Kearney Corp.
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan.10, 17, 24, 31, 1991

NOTICE TO CREDITORS OF BULK TRANSFER

NOTICE IS HEREBY GIVEN to creditors of the within named transferor that a bulk transfer is about to be made on personal property hereinafter described.
The name and business address of the intended transferor is:
Elaine N. Torres
1482 Fremont Blvd.
Seaside, CA 93955
The name and business address of the intended transferee are:
Moonthein A. Dodson
1482 Fremont Blvd.
Seaside, CA 93955
That property pertinent hereto is described in general as: All stock in trade of that market known as: Vietnam Market and is located at: 1482 Fremont Blvd., Seaside, CA 93955.
The business name used by the said transferor at said location is:
Vietnam Market
That said bulk transfer is intended to be consummated at 1482 Fremont Blvd., Seaside, CA 93955 on or after February 21, 1991.
This bulk transfer is subject to California Uniform Commercial Code Section 6106 et. seq.
The name and address of the escrow holder with whom claims may be filed is Richard T. Wilsdon, Attorney at Law, 2100 Garden Road, Suite A-207, Monterey, CA 93940, and the last day for filing claims by any creditor shall be February 20, 1991, which is the business day before the consummation date specified above.
So far as is known to said intended transferee said intended transferor used the following business names and addresses within the three years last past: None.
DATED:Jan. 18, 1991.
(s)Moonthein A. Dodson, Buyer
Publication Date: 1/24/91.

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Dec. 21, 1990
File No.F902109

The following individual is doing business as:
HAIR AFFAIR
507 Lighthouse Avenue
Pacific Grove, Ca 93950
CAROLE CAMPO
722 Granite Street
Pacific Grove, Ca 93950
This business is conducted by an individual.
The registrant commenced to transact business under the fictitious business name listed above on December 13, 1977.
(s) Carole Campo
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish: Jan. 3, 10, 17, 24, 1991

-PUBLIC NOTICE-

FICTITIOUS BUSINESS NAME STATEMENT
Filed Jan. 22, 1991
File No. F910128

The following individual is doing business as:
BRITISH-AMERICAN PROFILES
33300 Carmel Valley Road
Carmel Valley, Ca 93924
LINDON TAYLOR-BACH
33300 Carmel Valley Road
Carmel Valley, Ca 93924
This business is conducted by an individual.
Registrant commenced to transact business under the fictitious business name listed above on January 22, 1991.
(s) Lindon Taylor-Bach
This statement was filed with the County Clerk of Monterey County on date indicated by file stamp above.
CERTIFICATION: I hereby certify that the foregoing is a correct copy of the original in my office.
ERNEST A. MAGGINI, County Clerk
Publish GT—Jan. 24, 31, Feb. 7, 14, 1991

SUPERIOR COURT OF CALIFORNIA
COUNTY OF MONTEREY
Case No. M22789
ORDER TO SHOW CAUSE
CCP 1277

In the Matter of the Application of EMILY ANN SHERMAN, JUSTIN ALLEN SHERMAN, minor(s), by VICKI HARBER, Mom-Legal Guardian, Petitioner for Change of Name.
WHEREAS, VICKI HARBER, petitioner, as Mom-Legal Guardian of applicant EMILY ANN SHERMAN, JUSTIN ALLEN SHERMAN, minor(s) has filed a petition with the clerk of this court for a decree changing applicant's name from EMILY ANN SHERMAN, JUSTIN ALLEN SHERMAN to EMILY ANN SHERMAN HARBER, JUSTIN ALLEN SHERMAN HARBER;
IT IS ORDERED that all persons interested in the above matter appear in Department A of this court located at 1200 Aguajito Road, Monterey, California, on **February 8, 1991, at 9:30 A.M.,** or as soon thereafter as the matter may be heard, and show cause, if any, why the petition for change of name should not be granted.
IT IS FURTHER ORDERED that a copy of this order to show cause be published in The Weekly Sun, Carmel Valley, a newspaper of general circulation printed in Monterey County, California, once a week for four successive weeks prior to the date set for hearing on the petition.
DATED: Jan. 4, 1991.
WILLIAM D. CURTIS
Judge of the Superior Court
Publish Sun: Jan 10, 17, 24, 31, 1991.

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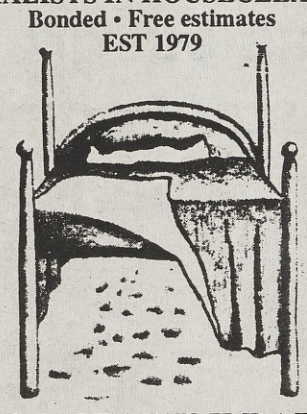

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The Weekly Sun, Box 931 Carmel Valley, CA 93924 659-4855

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Pebble Beach: Pebble Beach Market
Pacific Grove: Bookworks • Pacific Grove Art Center • Pacific Grove Library.
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Mouth of the Valley
Rio Road: Longs • Safeway • Wells Fargo Bank • Crossroads Cafe • MAILBOXES • Bagel Bakery •
The Barnyard: Thunderbird Bookstore
Carmel Rancho Shopping Center: Prudential Bache • Pacific Western Bank • Garzone's Market • Vessey Drugs • San Francisco Federal Bank

Residents Want Control of Water System; Owner: Fine, But Pay for It

By Stan Hall

Residents served by the Cachagua Mutual Water Co. are looking to a Superior Court judge Friday to give them control of the troubled company. "If someone there wants to run it—great," said an attorney for Donald Gates. "They say they want to run it, but they don't want to pay for anything."

Gates, who established the company and is also being charged with securities violations for selling unregistered shares in it in a separate case, is scheduled to appear before Judge Richard Silver for a show cause hearing. The hearing is set for 9:30 a.m. in the Salinas courthouse, but attorney John Hannon, who represents Gates, said he may seek a continuance.

Jane Haines, a Pacific Grove attorney representing some of the 18 homeowners served by the water system, said she will ask Silver to impose four requirements at the hearing. They are:

- Require Gates to post bond "to ensure that this mess is taken care of."
- Allow the homeowners served by the system to take control of it and run it.
- Stipulate that the best well of three now serving the system is a part of the company. It is presently listed in the name of Gates, an individual, and has recently been listed in the name of Hannon, Haines said.
- Provide financial protection for whoever takes over the water company so they

Continued on page 9

SHOWING HOW LITTLE water is in the Cachagua Mutual Water Co.'s storage tank is Featherbow resident Mike Newton. The long-troubled company is facing new legal problems since the Christmas week cold snap disabled the system, leaving some residents without water for nearly a month. *Sun photo by John Anderson*

Padres Top PG, Bow to King City

Carmel's basketball team split a pair of league games last week, beating Pacific Grove in a physical contest and dropping one to King City. Taking a week off for finals, the Padres will resume league play against Gonzales at home Jan. 29.

King City's win on Saturday night on the Padres' home floor moved the Mustangs into a first-place tie with Alisal in the Mission Trail Athletic League with play halfway over. King City, hitting 10 of 15 first quarter shots, topped Carmel 75-53 in a contest the Padres were never in.

The win moved King City to 5-1 in the league, and Carmel dropped to 2-4 with the defeat.

Against King City, freshman point guard R. J. Powell led Carmel scorers with 15 points. Will Allen came off the bench to get 12 and Bryan Langley scored 120 and pulled down eight rebounds.

Earlier, Carmel had topped Pacific Grove 51-46, partly on the strength of 27 for 44 free-throw shooting.

Against the Breakers Friday night, Tulio Hochkoeppler led Carmel with 12 points. Ben Fahrer had 11.

In JV play, Carmel beat Pacific Grove 57-23 and King City 53-42. Against Pacific Grove, Kyle Koontz led the Padres with 23 points, while Nate Styles had a game-high 17 against King City.

In freshman play, Carmel lost to King City 54-39, but Justin Koppel scored 25 points in his best outing this year. Coach John Ables said it was the best game of the season for the Carmel freshmen, despite a terrible second quarter.

Little League Seeking Coaches, Managers

Expanding the number of players again, the Carmel Valley Little League is looking for volunteers to serve as managers and coaches.

Past president Richard Rosenthal said two minor league teams will be added, bringing the total on major and minor league teams to around 225 youngsters. T-ball, for younger players, is not included in that total.

Prospective coaches and managers should apply by Feb. 6 to either Rosenthal, 1991 league president Michael Keresey or any member of the league board, or by calling 659-5193 or 659-3932. Play begins April 13, with tryouts for new players set for the first three Saturdays in March.

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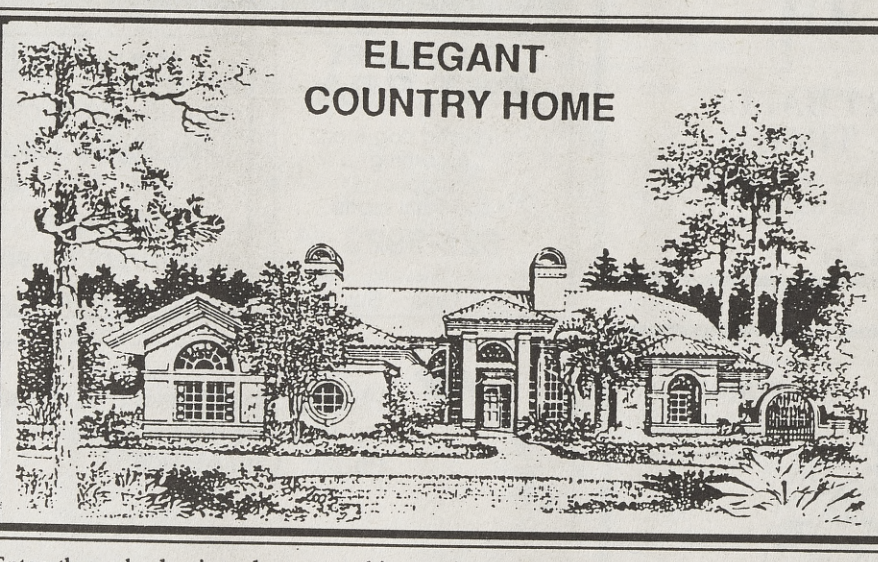

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